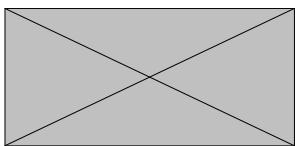


To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 1/8/2019 8:24:01 AM
Subject: Judiciary Pushes Back Day It Will Go Broke Over Shutdown



PUBLIC POLICY.

Tuesday, January 8, 2019

TOP NEWS

Judiciary Pushes Back Day It Will Go Broke Over Shutdown

The U.S. judiciary has pushed back the date it is expecting to run out of money over the government shutdown to next week, increasing the chances that the impasse will resolve before courts may have to start cutting staff and delaying litigation. [Read full article »](#)

Analysis

Shutdown Pushes Antitrust Agencies Into Merger 'Triage'

The government shutdown has forced unpaid skeleton crews at the U.S. Department of Justice and the Federal Trade Commission to focus only on mergers with ticking review clocks, shunting others to the back of the line as the antitrust bar plays the waiting game. [Read full article »](#)

Justice Ginsburg Misses High Court Arguments For First Time

Justice Ruth Bader Ginsburg missed oral arguments Monday morning for the first time in her quarter-century on the U.S. Supreme Court, spending the day working from home while she recovers from cancer surgery last month. [Read full article »](#)

High Court Would Get Ethics Code Under Dems' Proposed Bill

The first bill introduced in the House by the newly sworn-in 116th Congress would impose ethics rules on U.S. Supreme Court justices for the first time. [Read full article »](#)

Pols Can't Block Critics On Social Media, 4th Circ. Says

Politicians can't ban unfavorable constituents from social media pages and accounts used for official purposes, a Fourth Circuit panel ruled Monday, in a case that centers on issues similar to those at play in a dispute at the Second Circuit over President Donald Trump's Twitter account. [Read full article »](#)

NJ, Gov. Campaign Accused Of Mishandling Rape Claim

A New Jersey housing official on Monday launched a lawsuit alleging the state and the campaign of Gov. Phil Murphy mishandled her claim that she was raped by a former campaign staffer who later got a high-ranking position within the administration. [Read full article »](#)

Colo. Can't Dodge Masterpiece Baker's Bad Faith Suit

Colorado officials must face a lawsuit filed by the baker who won a landmark U.S. Supreme Court LGBT rights case last year, a federal judge has ruled, saying the state's second discrimination complaint against him was likely brought in bad faith. [Read full article »](#)

New Calif. Gov. To Focus On Expanding Health Care Access

California Gov. Gavin Newsom took office Monday, laying out a bold agenda on a broad swath of issues and taking a series of actions aimed at expanding health care access in the Golden State. [Read full article »](#)

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Hunton Andrews Kurth
Immigrant Advocacy & Litigation Center
Jones Day
Kirkland & Ellis
Kurzban Kurzban
Lane Powell
Maraziti Falcon
Mayer Brown
McKirdy & Riskin
Native American Rights Fund
Paul Hastings
Perkins Coie
Proskauer Rose
Reed Smith
Sidley Austin
Skadden

CLV000001

High Court Won't Review Row Over State Voter Data Grabs

The U.S. Supreme Court on Monday refused to take up the Electronic Privacy Information Center's challenge to a ruling that found it lacked standing to contest the collection of state voter data by President Donald Trump's now-defunct voter fraud commission. [Read full article »](#)

BANKING & SECURITIES

9 Financial Firms Plan To Start New Exchange To Rival Giants

Nine Wall Street firms on Monday said they are teaming up to launch a stock exchange billed as a low-cost alternative to dominant players such as the New York Stock Exchange and Nasdaq. [Read full article »](#)

ENERGY & ENVIRONMENTAL

High Court Skips Mass. AG Exxon Probe, Other Enviro Cases

The U.S. Supreme Court on Monday passed on reviewing several environmental and energy cases, including Exxon Mobil Corp.'s quest to stop the Massachusetts attorney general's probe into the company's climate change statements and Oklahoma wind farm developers' bid to skip approvals from the Osage Nation for a project. [Read full article »](#)

Supreme Court Won't Revive Calif. Truck Air Filter Challenges

The U.S. Supreme Court on Monday refused to review a legal challenge to the California Air Resources Board's requirement that commercial trucks install engine particulate filters, after a state appeals court already found it didn't have jurisdiction to consider opposition to the measure. [Read full article »](#)

Don't Limit CWA Liability Case, Maui Tells High Court

Maui County, Hawaii, on Monday urged the U.S. Supreme Court to tackle the entirety of its appeal of the Ninth Circuit's ruling that the Clean Water Act covers pollution that reaches certain waterways via groundwater, rather than merely determining the CWA's scope, as suggested by the Solicitor General's Office. [Read full article »](#)

FWS Seeks To Ax FOIA Suit Over Elephant, Lion Trophy Docs

The U.S. Fish and Wildlife Service has urged a Virginia federal court to toss most of a suit brought by The Humane Society over FWS' alleged failure to publicly post information on the permits it issues to those seeking to import elephant and lion body parts into the country as trophies. [Read full article »](#)

Recycling Co's Price-Fixing Suit Against Reno Tossed

A Nevada federal judge on Monday dismissed a Nevada recycling company's lawsuit accusing rivals and the city of Reno of fixing prices for recyclable materials. [Read full article »](#)

HEALTH & LIFE SCIENCES

11th Circ. Says Future Methadone Clinic Can't Fight Ga. Laws

A company that plans to open a methadone clinic but has done no more than register its name doesn't have standing to challenge two Georgia laws that temporarily froze the state's issuance of new clinic licenses, the Eleventh Circuit has affirmed. [Read full article »](#)

TRANSPORTATION & INFRASTRUCTURE

Ford Settles On Cellular-Connected Cars Amid FCC Debate

Ford has decided that the future of technology that connects cars to each other lies in a

Stark & Stark

Valli Kane

Van Ness Feldman

Weil Gotshal

White & Case

WilmerHale

COMPANIES

Alliance Defending Freedom

Altman Weil Inc.

Amazon.com Inc.

American Cable Association

American Retirement Association

Bank of America Corp.

CW Network LLC

Cable News Network Inc.

Carnival Corp.

Center for Biological Diversity

Charles Schwab Corporation

Chesapeake Energy Corporation

Choice Hotels International, Inc.

DISH Network Corporation

DraftKings Inc.

Electronic Privacy Information Center

Enel SpA

Experian

Exxon Mobil Corp.

Facebook

FanDuel Inc.

Ferro Corp.

Fidelity Investments

Humane Society of the United States

Institute for Justice

Kinder Morgan Inc.

MedStar Health

Memorial Sloan Kettering Cancer Center

Mitsubishi Chemical Holdings

Morgan Stanley

NASDAQ OMX Group Inc.

NFL Enterprises LLC

NYCwireless Inc.

National Association of Broadcasters

National Telephone Cooperative Association

New York Times Co.

New York University

Oath Inc.

Old Dominion Electric Cooperative Owner-Operator Independent

cellular approach rather than the long-favored, radio wave-based one, a decision that could bode well for those pushing the Federal Communications Commission to repurpose the 5.9 GHz band of the spectrum for 5G use. [Read full article »](#)

REAL ESTATE

NJ Towns Must Back Up Need To Take Land When Challenged

Municipalities and redevelopment agencies in New Jersey must present evidence to back up the need to acquire properties via eminent domain for redevelopment projects when property owners challenge the condemnations, a state appeals court said Monday in a published opinion upending a ruling allowing the borough of Glassboro to take a parcel of land. [Read full article »](#)

Hoboken Can't Block High-Rise Plans With Zoning Changes

Hoboken, New Jersey, was dealt another blow in its efforts to block construction of two high-rise residential buildings along the Hudson River after a state appeals court ruled Monday that municipal ordinances could not be retroactively applied to the project.

[Read full article »](#)

EMPLOYMENT

Supreme Court Again Pushes Back 3 LGBT Bias Petitions

The U.S. Supreme Court on Monday pushed back a closely watched trio of petitions asking whether federal workplace discrimination law protects LGBT workers, relisting them for consideration at its upcoming judicial conference Friday after having failed to act on them following its most recent conference last week. [Read full article »](#)

INTERNATIONAL TRADE

China Bats Aside Trump's Claim Of Leverage In Trade Talks

As U.S. and Chinese officials huddled in Beijing for a round of closely watched trade talks Monday, China's Foreign Ministry dismissed claims from President Donald Trump that Beijing's weak economy gives the U.S. leverage at the negotiating table. [Read full article »](#)

TAX

IRS To Issue Refunds During Partial Government Shutdown

The Internal Revenue Service will officially begin the tax filing season on Jan. 28, which will allow the agency to begin processing refunds, even if the partial government shutdown currently affecting the agency continues, IRS Commissioner Charles Rettig said Monday. [Read full article »](#)

BANKRUPTCY

English Translation Key In 1st Circ. Puerto Rico Bond Dispute

The fate of billions of dollars in collateral from employer contributions to Puerto Rico's largest public pension fund could hinge on the fact that an official Spanish-to-English translation altered the English name of the fund, an action whose impact on bondholders staking a claim to the collateral was debated Monday before a First Circuit panel. [Read full article »](#)

IMMIGRATION

Racist Politics At Core Of Haitian Status Decision, Court Told

Drivers Association Inc.
PG&E Corporation
PJM Interconnection LLC
Plains All American Pipeline LP
Post Holdings Inc.
QUALCOMM Inc.
Sprint Nextel Corporation
T-Mobile USA Inc.
TD Ameritrade Holding Corp.
Texas RioGrande Legal Aid Inc.
The ERISA Industry Committee
The Wireless Internet Service Providers Association
Trader Joe's Co.
Twitter Inc.
UBS AG
Valero Energy Corp.
Verizon Communications Inc.
Virtu Financial Inc.
Waste Management, Inc.
XO Communications LLC
Zeughauser Group LLC

GOVERNMENT AGENCIES
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
California Air Resources Board
California Attorney General's Office
Congressional Research Service
Crow Nation
Employee Benefits Security Administration
Equal Employment Opportunity Commission
European Union
Executive Office of the President
Federal Communications Commission
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Federal Trade Commission
Fish and Wildlife Service
Government Accountability Office
Internal Revenue Service
Joint Committee on Taxation
Massachusetts Supreme Judicial Court
Mille Lacs Band of Ojibwe
New York City Council

Haitians who sued over the Trump administration's decision to end their special immigration status told a Brooklyn federal judge on Monday they had evidence showing the decision was rooted in anti-immigrant politics and the president's anti-Haitian racism, not the law. [Read full article »](#)

Challenge To Alleged Asylum Deterrence Policy Can Proceed

A judge ruled on Friday that a group of asylum-seekers can move forward with their challenge in D.C. federal court to an alleged U.S. Department of Homeland Security policy to regularly deny parole requests for asylum-seekers who present themselves at ports of entry in order to discourage others from making asylum claims. [Read full article »](#)

Sen. Wants Overhaul Of Safety Protocols For Detained Kids

The U.S. Department of Homeland Security and U.S. Customs and Border Protection should reform the internal standards the agencies set for the detention of immigrant children to prevent tragedies such as the two recent deaths of minors while in government custody, Sen. Catherine Cortez Masto, D-Nev., told the agencies on Monday. [Read full article »](#)

Immigrant Parents Aren't Owed Mental Health Care, Feds Say

The government asked a California federal judge Monday to toss a proposed class action by immigrant parents seeking mental health care after being separated from their children under Trump administration policy, arguing any obligation to provide such care ended when the parents were released from custody. [Read full article »](#)

NATIVE AMERICAN

Analysis

Justices Poised To Finally Clarify Wyo. Tribe's Treaty Rights

The U.S. Supreme Court will hear arguments Tuesday in a Crow Tribe member's bid to upend his state court conviction for elk hunting in Wyoming's Bighorn National Forest, a case that should see the justices clear up confusing precedent going back to the 1800s and determine how strongly the tribe's treaty rights stack up against Wyoming's statehood. [Read full article »](#)

TELECOMMUNICATIONS

Coalition Opposing Sprint-T-Mobile Merger Adds 5 New Orgs

Five organizations announced their opposition Monday to the proposed Sprint and T-Mobile merger by joining the 4Competition Coalition, an alliance of prominent companies and organizations lobbying the U.S. Department of Justice and the Federal Communications Commission to stop the deal. [Read full article »](#)

Nexstar Hurting Viewers In Fee Dispute, TDS Tells FCC

Nexstar Media Group is holding sought-after TV programming hostage while it tries to force TDS Telecom to pay more than double the retransmission fees TDS pays other carriers, the telecom company has told the Federal Communications Commission.

[Read full article »](#)

EXPERT ANALYSIS

NY Tax Minutes: December Review And 2019 Preview

Timothy Noonan and K. Craig Reilly of Hodgson Russ LLP cover New York's largest whistleblower settlement, Gov. Andrew Cuomo's declaration of independence from Washington, D.C., and the important tax decisions that closed out 2018, with a look ahead at what's likely to make tax headlines in 2019. [Read full article »](#)

6 Advertising Law Trends To Watch In 2019

In the world of advertising last year, the recurring theme appeared to be honesty. With

New York State Empire State Development

Securities and Exchange Commission

U.S. Army

U.S. Attorney's Office

U.S. Customs and Border Protection

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of Labor

U.S. Environmental Protection Agency

U.S. General Services Administration

U.S. Immigration and Customs Enforcement

U.S. Office of Personnel Management

U.S. Senate

U.S. Supreme Court

the lid pried away to expose how companies have been studying their customers, those customers have begun studying the companies in return, say Jason Gordon and Andrew Levad of Reed Smith LLP. [Read full article »](#)

Opinion

A Call To Permit Judicial Substitution In MDL Proceedings

While several proposed changes to multidistrict litigation procedures may be warranted and appropriate, consideration should be given to a modest modification of the judicial selection process, says Doug Smith of Kirkland & Ellis LLP. [Read full article »](#)

No Future Gain Tax For Foreigners Investing In US Property

Proposed qualified opportunity zone regulations confirmed that the regime provides the significant taxpayer benefit of no tax on future appreciation. For non-U.S. persons, this benefit could effectively repeal the Foreign Investment in Real Property Tax Act for U.S. opportunity zone property investments, says Eric Kodesch of Lane Powell PC. [Read full article »](#)

LEGAL INDUSTRY

The 3 Hottest Regions For BigLaw Acquisitions In 2018

In a record-breaking year for law firm mergers that saw the industry log 106 total tie-ups, three regions stood out in 2018 as epicenters of activity for the largest firms, according to a report released Monday. [Read full article »](#)

Clyde & Co Launches Program To Level Gender Imbalance

Clyde & Co LLP on Monday launched a new global training program geared primarily toward its female lawyers to increase gender balance in its marketing, communications and business development activities as part of its efforts to present a more diverse brand to its clients. [Read full article »](#)

Ex-Atty For Mitsubishi Blasts Bid To Nix Gender Bias Suit

A former in-house attorney at a Mitsubishi Chemical Corp. unit pushed back Friday against a motion to have her suit accusing the company of gender discrimination tossed out of New York federal court. [Read full article »](#)

Retirement Group Nabs Eversheds Sutherland Atty As GC

The American Retirement Association has beefed up its governmental affairs team by scooping up an attorney from Eversheds Sutherland to work as the group's general counsel and putting an ex-Employee Retirement Income Security Act Industry Committee professional in a lobbying role, the group announced Monday. [Read full article »](#)

Interview

15 Minutes With Choice Hotels' General Counsel

Before moving in-house, Simone Wu worked for five years at Skadden, where she counted large media and technology companies among her clients. Now as the general counsel of Choice Hotels, she shares her thoughts on her preference to be more of a generalist than a specialist, the shifting role of corporate legal departments to function as businesses and her ideal vacation. [Read full article »](#)

'Flexible Work' Makes Freelancing More Viable In BigLaw

The rise of remote work capabilities and advances in technology are making flexible, freelance legal work a more accessible career option for corporate attorneys, say Elizabeth Black and Sara Eng of InCloudCounsel. [Read full article »](#)

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Eastern Environmental Law Center
Eversheds Sutherland
Genova Burns
Goodwin
Gordon & Rees
Hoagland Longo
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Holland & Hart
Hunton Andrews Kurth
Immigrant Advocacy & Litigation Center
Jones Day
Kurzban Kurzban
Lane Powell
Maraziti Falcon
Mayer Brown
McKirdy & Riskin
Native American Rights Fund
Paul Hastings
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Proskauer Rose
Reed Smith
Sidley Austin
Stark & Stark
Valli Kane
Van Ness Feldman
Weil Gotshal
White & Case
WilmerHale

COMPANIES

Facebook
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Twitter Inc.
Alliance Defending Freedom
Altman Weil Inc.
Amazon.com Inc.
American Cable Association
American Retirement Association
Bank of America Corp.

CW Network LLC
Cable News Network Inc.
Carnival Corp.
Center for Biological Diversity
Charles Schwab Corporation
Chesapeake Energy Corporation
Choice Hotels International, Inc.
DISH Network Corporation
DraftKings Inc.
Electronic Privacy Information Center
Enel SpA
Experian
Exxon Mobil Corp.
FanDuel Inc.
Ferro Corp.
Fidelity Investments
Humane Society of the United States
Institute for Justice
Kinder Morgan Inc.
MedStar Health
Memorial Sloan Kettering Cancer Center
Mitsubishi Chemical Holdings
Morgan Stanley
NASDAQ OMX Group Inc.
NFL Enterprises LLC
NYCwireless Inc.
National Association of Broadcasters
National Telephone Cooperative Association
New York Times Co.
New York University
Oath Inc.
Old Dominion Electric Cooperative
Owner-Operator Independent Drivers Association Inc.
PG&E Corporation
PJM Interconnection LLC
Plains All American Pipeline LP
Post Holdings Inc.
QUALCOMM Inc.
Sprint Nextel Corporation
TD Ameritrade Holding Corp.
Texas RioGrande Legal Aid Inc.
The ERISA Industry Committee
The Wireless Internet Service Providers Association
Trader Joe's Co.
UBS AG
Valero Energy Corp.
Verizon Communications Inc.
Virtu Financial Inc.
Waste Management, Inc.
XO Communications LLC
Zeughauser Group LLC

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
U.S. Department of Homeland Security
Federal Communications Commission
California Air Resources Board
Federal Trade Commission
Internal Revenue Service
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
U.S. Senate
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
California Attorney General's Office
Congressional Research Service
Crow Nation
Employee Benefits Security Administration
Equal Employment Opportunity Commission
European Union
Executive Office of the President
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Fish and Wildlife Service
Government Accountability Office
Joint Committee on Taxation
Massachusetts Supreme Judicial Court
Mille Lacs Band of Ojibwe
New York City Council
New York State Empire State Development
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To: Lauren Boitel[director@greenchips.org]
Cc: Esthefany Arochi[earochi@LasVegasNevada.GOV]; Ana Diaz[diaza@rtcsnv.com]; Bernadette Goodemote[bgoodemote@vegaspbs.org]; Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; Ingrid Reisman[ingrid@lvmororail.com]; Jennifer Simich[jsimich@republicservices.com]; Marie Coleman[M3990C@lvmpd.com]; Nancy Chavez[chavezn@cityofnorthlasvegas.com]; Sasha Larkin[S6234L@LVMPD.COM]; Teresa Morrell[tmorrell@LasVegasNevada.GOV]; Tina Quigley[quigleyt@rtcsnv.com]; Tom Axtell[Taxtell@vegaspbs.org]; Tom Perrigo[tperrigo@LasVegasNevada.GOV]; Yalmaz Siddiqui[ysiddiqui@mgmresorts.com]; Clinton Pope[clinton@cbpstrategies.com]; Dave Ray[dave@grnvision.com]; Dr. Halleh Seddighzadeh[Halleh@arman.org]; Jason Bailey[jason.bailey@lwwd.com]; Lora Picini[lpicini@caesars.com]; Marco Velotta[mvelotta@LasVegasNevada.GOV]; Mule, Elaina[Elaina.Mule@schwabbank.com]; Namita Koppa[nkoppa@LasVegasNevada.GOV]; Rae Lathrop[lathropr@rtcsnv.com]; Scott Newcomb[snewcomb@lvcva.com]; Shane Ammerman[sla@ClarkCountyNV.gov]; Shields, Henry[hshields@mgmresorts.com]; Shields, Henry[jshields@mgmresorts.com]; Tim Farkas[tfarkas@ameresco.com]
From: Gwen Migita
Sent: Fri 5/17/2019 4:51:18 AM
Subject: Re: Board Packet and Reminder for Thursday's Meeting

EXTERNAL EMAIL

Thank you Lauren and Trustees and Board who made the meeting today. We do have several outcomes and changes/asks moving forward which entail all signing an updated Board and Trustee agreement with 75% in person meeting and other expectations. Also that each of us send the sponsor packet for the sustainability report and ConveneNV to 5 prospects each- with a \$100k targeted raised in the next two months.
We will also go back to separating the Trustee and Board meetings w quarterly for Trustee and monthly for Board.

Please connect with me or Clinton with questions and concerns.

Thank you!

Gwen

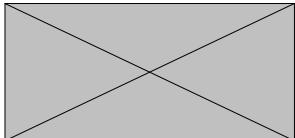
Gwen Migita | *Global Lead - Social Impact, Equity & Sustainability*
O 702-880-4757
One Caesars Palace Drive | Las Vegas, NV 89109
www.caesars.com

> On May 16, 2019, at 3:03 PM, Lauren Boitel <director@greenchips.org> wrote:
>
> <Full Board Packet-May-2019.pdf>
> <Best Practices for Sub Boards-531789.pdf>
> <Harassment Policy.pdf>
> <Whistleblower Protection.pdf>
> <Addendum to ImpactNV Bylaws - 2018-10-3-5.pdf>

CLV000010

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 4/25/2019 7:21:55 AM
Subject: Trump's Legal End Game: Run Out The Clock Until 2020

EXTERNAL EMAIL



PUBLIC POLICY.

Thursday, April 25, 2019

TOP NEWS

Analysis

Trump's Legal End Game: Run Out The Clock Until 2020

With his latest push against congressional investigations of his finances, his response to the Russia investigation and other actions by the White House, President Donald Trump appears to be trying to run out the clock before the 2020 election rather than waging a substantive legal fight likely to prevail in court.

[Read full article »](#)

Analysis

Differing State, Federal Rules Could Cause GILTI Glitches

States that have adopted the federal provision for a global minimum tax on intangible income have return filing requirements that are different from the U.S. government's, which could cause multinationals to reach inconsistent calculations in the absence of guidance.

[Read full article »](#)

TCPA Debt Call Carveout Is Unconstitutional, 4th Circ. Says

The Fourth Circuit on Wednesday struck down an exemption that allowed government-backed debt collectors to skirt the Telephone Consumer Protection Act's blanket ban on autodialed calls to cellphones, finding the provision violated the First Amendment's free speech clause.

[Read full article »](#)

Senator Off The Hook In Pa. Gerrymandering Case: 3rd Circ.

Pennsylvania's top state senator doesn't have to personally pay \$30,000 for "improperly" removing a landmark gerrymandering case to federal court because he was acting in his official capacity at the time, the Third Circuit said Wednesday, reversing a lower court's decision.

[Read full article »](#)

Calif. Leaders OK Changes Curtailing Landmark Privacy Law

California lawmakers have advanced eight industry-backed amendments that would scale back the scope of the state's landmark privacy law, including by changing how the law defines personal information.

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Critchley Kinum
DLA Piper
Davis Wright Tremaine
Fleming Nolen
Goldstein & Russell
Greenberg Traurig
Greenspoon Marder
Jackson Lewis
Jones Day
Kleinbard LLC
McDermott Will
Mehri & Skalet
Michel & Associates
Morgan Lewis
Perkins Coie
Polsinelli
Schiff Hardin
Stevens & Lee
Wilentz Goldman
WilmerHale

CLV000011

[Read full article »](#)

BANKING & SECURITIES

Regulators Wary Of Moving Too Fast On Fintech Rules

U.S. regulators remain cautious about imposing strict regulatory structures on fintech companies, a pair of federal officials said Wednesday, suggesting that regulatory sandboxes could be a better option in the near-term.

[Read full article »](#)

Hungry For Reg Relief? SEC, CFTC Staff Say Speak Up

Banks and tech companies that want federal agencies to standardize their reporting requirements should say so in public comment letters, staff at the U.S. Securities and Exchange Commission and Commodity Futures Trading Commission said at a gathering in New York on Tuesday.

[Read full article »](#)

ENVIRONMENTAL

EPA Won't Revise Drilling Waste Regulations Despite Review

The U.S. Environmental Protection Agency has refused to update drilling waste disposal rules following a court-ordered review, saying that states can handle any waste-related environmental issues that have arisen during the U.S. oil and gas boom.

[Read full article »](#)

Calif. Fracker Denied Exemption From Offshore Permit Order

A California federal judge said he was not persuaded that his order blocking the approval of offshore fracking permits would cause inordinate financial harm to an oil and gas company, refusing its request to amend the order and let its two wells move forward.

[Read full article »](#)

MEDIA & ENTERTAINMENT

Gizmodo Can't Duck Trump Aide's \$100M Defamation Suit

A Florida federal judge on Wednesday allowed former Donald Trump aide Jason Miller's \$100 million defamation suit against Gizmodo Media Group to proceed, ruling he had plausibly alleged that an article saying he tried to slip an abortion-inducing pill to a woman he'd impregnated was not accurate.

[Read full article »](#)

COMPETITION

Speedway's Challenge To NJ Fuel Law Runs Out Of Gas

The New Jersey state appeals court shut down a convenience store operator's challenge to a state law that prohibits below-cost gasoline sales, ruling that the policy benefits consumers and the retail fuel market.

[Read full article »](#)

CYBERSECURITY & PRIVACY

Wyrick Robbins

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American Bar Association

American Civil Liberties Union

Amgen Inc.

Cable News Network Inc.

Center for Biological Diversity

Center for Constitutional Rights

Comcast Corp.

Conference of State Bank Supervisors

Defenders of Wildlife

Deloitte Touche

Electronic Frontier Foundation

Environmental Integrity Project

Fordham University

Gawker Media LLC

Gizmodo Media Group LLC

Google Inc.

Greektown Holdings LLC

Hiscox

Intermountain Healthcare Inc.

International Association of Privacy Professionals

International Brotherhood of Electrical Workers

JPMorgan Chase & Co.

MGM Grand Hotel LLC

Major League Soccer LLC

Mazars USA LLP

NFL Enterprises LLC

National Football League Players Association

National Rifle Association of America

Natural Resources Defense Council

Pfizer Inc.

Ripple Labs Inc.

Robert Half International Inc.

Sierra Club

Southern Poverty Law Center

Speedway LLC

Sprint Nextel Corporation

T-Mobile USA Inc.

The Children's Hospital of Philadelphia

Twitter Inc.

Wal-Mart Stores Inc.

Washington Post Co.

GOVERNMENT AGENCIES

CLV000012

Sen. Warren, Amazon Escalate Feud Over Retailer's Data Use

Sen. Elizabeth Warren and Amazon have gotten into a Twitter scuffle, with the online merchandiser swiping back at suggestions by the Democratic presidential contender that the company exploits troves of data on third-party sellers to edge them out of the market.

[Read full article »](#)

GOVERNMENT CONTRACTS

Whistleblower, Gov't Urge Justices To Deny Challenge To FCA

A whistleblower doctor and the federal government urged the U.S. Supreme Court on Wednesday to reject a petition brought by hospital giant Intermountain Healthcare that challenges the constitutionality of the False Claims Act.

[Read full article »](#)

NRA Says LA Can't Force Companies To Reveal Ties To Group

The National Rifle Association of America says Los Angeles violated the Constitution by passing a local ordinance this year requiring prospective city contractors to reveal any contracts with or sponsorship of the gun rights group, according to a suit filed Wednesday in California federal court.

[Read full article »](#)

TAX

Ill. Gov. Denies Wrongdoing After Reports Of FBI Tax Probe

Illinois Gov. J.B. Pritzker denied wrongdoing on Wednesday amid reports he was under federal investigation over allegations he allowed a Chicago mansion he owns to fall into disrepair to claim property tax breaks.

[Read full article »](#)

IMMIGRATION

Analysis

New Israeli Investor Visa To Woo Tech Startups

The E-2 investor visa program opens up to Israelis starting next week, and attorneys anticipate the program will attract high demand among Israel's flourishing tech startup sector, which has had few reliable visa options until now.

[Read full article »](#)

DHS Waives More Enviro Laws To Speed Border Wall Buildup

The U.S. Department of Homeland Security on Wednesday waived a slew of environmental protection and conservation laws that it said could hinder the construction of barriers along the U.S.-Mexico border, repeating a move that previously landed the agency in federal court.

[Read full article »](#)

House Pushes Court To Block Trump's Border Wall Funding

The Democrat-led U.S. House of Representatives has asked a D.C. federal court to block the Trump administration from using an emergency declaration to spend beyond what Congress appropriated to build a wall on the southern border.

[Read full article »](#)

Bureau of Citizenship and Immigration Services

Bureau of Ocean Energy Management

Bureau of Safety and Environmental Enforcement

California Attorney General's Office

Cherokee Nation

Commodity Futures Trading Commission

Confederated Tribes and Bands of the Yakama Nation

Consumer Financial Protection Bureau

European Union

Federal Communications Commission

Federal Deposit Insurance Corp.

Financial Crimes Enforcement Network

Fish and Wildlife Service

Internal Revenue Service

National Marine Fisheries Service

New Jersey Attorney General's Office

Nottawaseppi Huron Band of the Potawatomi

Port Authority of New York & New Jersey

Saginaw Chippewa Indian Tribe of Michigan

Sault Ste. Marie Tribe of Chippewa Indians

Securities and Exchange Commission

Texas Supreme Court

U.S. Attorney's Office

U.S. Department of Defense

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of the Interior

U.S. Environmental Protection Agency

U.S. House of Representatives

U.S. Supreme Court

United States Agency for Global Media

United States Court of Appeals for the Third Circuit

United States District Court for the Eastern District of Pennsylvania

Vermont Natural Resources Agency

DOJ Fields Tough Queries At 9th Circ. On 'Remain In Mexico'

A Ninth Circuit panel on Wednesday waded through how to interpret a thorny section of federal immigration law that categorizes incoming migrants, at times appearing befuddled by Justice Department arguments defending the Trump administration's "remain in Mexico" policy.

[Read full article »](#)

NATIVE AMERICAN

Tribes Control Member Fireworks Sales In Wash., Judge Says

A Washington federal judge held Wednesday that a county can't enforce state fireworks laws against the Confederated Tribes and Bands of the Yakama Nation, saying pyrotechnics are a regulatory issue in the Evergreen State, meaning the tribe controls sales on its lands.

[Read full article »](#)

MGM Detroit, Tribes Cleared To Intervene In Land Trust Fight

A pair of Native American tribes and several casinos will be permitted to intervene in a suit over Michigan land that the Sault Ste. Marie Tribe of Chippewa Indians says the government should've taken into trust for the tribe, a Washington, D.C., federal judge has decided.

[Read full article »](#)

Would-Be Candidate Pushes To Halt Cherokee Election

A woman challenging a Cherokee Nation determination that she is ineligible to run for office has continued to push a D.C. federal court to grant an injunction preventing the upcoming election, saying opposition to her request from the tribe and federal government is "baseless."

[Read full article »](#)

TELECOMMUNICATIONS

Broadband Cos. Ask FCC To Leave Spectrum Leases Alone

The Federal Communications Commission shouldn't shift the rules surrounding how swaths of the spectrum earmarked for educational use may be leased, several groups who hold such leases have urged the agency.

[Read full article »](#)

WHITE COLLAR

Ex-Christie Aide's Bridgegate Sentence Trimmed By 5 Months

A New Jersey federal judge on Wednesday cut five months from the original 18-month sentence imposed on a onetime appointee of ex-Gov. Chris Christie for a plot to orchestrate a traffic jam at the George Washington Bridge, five months after the Third Circuit scaled back the convictions of the former aide and a co-defendant.

[Read full article »](#)

Ex-Reading Mayor Gets 8 Years In Pay-To-Play Case

The former mayor of Reading, Pennsylvania, was slapped with an eight-year federal prison sentence on Wednesday following his conviction last year on charges that he accepted campaign contributions from contractors in exchange for promises of work with the city.

[Read full article »](#)

Evidence Shows Philly Union Leader Offered Bribes, Feds Say

Prosecutors pushed back Tuesday against a powerful Philadelphia union leader's argument that a bribery case against him is unwarranted, saying that putting a city council member on the union payroll in exchange for exerting government influence in the union's favor amounts to a bribe.

[Read full article »](#)

EXPERT ANALYSIS

A Step Toward Consistent State Laws For Crypto Cos.

The Conference of State Bank Supervisors' recently announced suggestions to harmonize state law frameworks for nonbank fintech companies could be particularly beneficial to cryptocurrency companies, for whom the applicable regulatory landscape is especially uncertain, say attorneys at Cleary Gottlieb.

[Read full article »](#)

In SEC's Remediation Model, Hard Choices For ICO Issuers

Recent guidance from the U.S. Securities and Exchange Commission may help issuers avoid having their future initial coin offerings categorized as unregistered securities offerings. But for past ICOs, issuers must rely on the SEC's remediation process, and should consider two key questions before proceeding, says Kayvan Sadeghi of Schiff Hardin.

[Read full article »](#)

Justice Department's ACA Reversal Raises FCA Questions

The U.S. Department of Justice's about-face on Affordable Care Act constitutionality may discourage potential whistleblowers from coming forward unless the DOJ clarifies its plans to enforce the False Claims Act, says Cleveland Lawrence III of Mehri & Skalet.

[Read full article »](#)

LEGAL INDUSTRY

Firms, In-House Attys Predict Hike In Cybersafety Spending

More than three-quarters of law firms and corporate legal departments plan to increase their spending on cybersecurity during the next year, according to the results of a Robert Half Legal survey announced Wednesday.

[Read full article »](#)

Tech Competency Could Become A Must For Mich. Attys

Michigan appears set to join dozens of other states that require lawyers to stay up to date on technological advances as part of their duty to provide competent legal help.

[Read full article »](#)

Major League Soccer Lures NFL Deputy GC As Top Atty

The NFL's former deputy general counsel will join Major League Soccer as its executive vice president and general counsel, as its longtime top lawyer moves into a commercial-side role, MLS announced Tuesday.

[Read full article »](#)

Atty Stuck With Court Escort Can't Appeal To 7th Circ.

A federal court order requiring a Chicago lawyer to be escorted by U.S. Marshals when in court was “not the result of judicial action” and thus not under the Seventh Circuit’s jurisdiction for appeal, a circuit panel said Tuesday.

[Read full article »](#)

Law Firm Leaders: Jackson Lewis' Anthony And Lauri

William Anthony and Kevin Lauri took over as co-chairs of national employment boutique Jackson Lewis PC in January. Here, they chat with Law360 on topics that include how their firm is adapting to a changing legal industry and what makes a good law firm partner.

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Greenberg Traurig
Greenspoon Marder
Jackson Lewis
Jones Day
Kleinbard LLC
McDermott Will
Mehri & Skalet
Michel & Associates
Morgan Lewis
Perkins Coie
Polsinelli
Schiff Hardin
Stevens & Lee
Wilentz Goldman
WilmerHale
Wyrick Robbins

COMPANIES

American Civil Liberties Union
Cable News Network Inc.
Center for Biological Diversity

Twitter Inc.
Amazon.com Inc.
American Bar Association
Amgen Inc.
Center for Constitutional Rights
Comcast Corp.
Conference of State Bank Supervisors
Defenders of Wildlife
Deloitte Touche
Electronic Frontier Foundation
Environmental Integrity Project
Fordham University
Gawker Media LLC
Gizmodo Media Group LLC
Google Inc.
Greektown Holdings LLC
Hiscox
Intermountain Healthcare Inc.
International Association of Privacy Professionals
International Brotherhood of Electrical Workers
JPMorgan Chase & Co.
MGM Grand Hotel LLC
Major League Soccer LLC
Mazars USA LLP
NFL Enterprises LLC
National Football League Players Association
National Rifle Association of America
Natural Resources Defense Council
Pfizer Inc.
Ripple Labs Inc.
Robert Half International Inc.
Sierra Club
Southern Poverty Law Center
Speedway LLC
Sprint Nextel Corporation
T-Mobile USA Inc.
The Children's Hospital of Philadelphia
Wal-Mart Stores Inc.
Washington Post Co.

GOVERNMENT AGENCIES

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U.S. Attorney's Office
U.S. Supreme Court
Securities and Exchange Commission
U.S. Department of Homeland Security
U.S. Department of the Interior
Commodity Futures Trading Commission
Federal Communications Commission
Federal Deposit Insurance Corp.
U.S. House of Representatives

United States District Court for the Eastern District of Pennsylvania
Bureau of Citizenship and Immigration Services
Bureau of Ocean Energy Management
Bureau of Safety and Environmental Enforcement
California Attorney General's Office
Cherokee Nation
Confederated Tribes and Bands of the Yakama Nation
Consumer Financial Protection Bureau
European Union
Financial Crimes Enforcement Network
Fish and Wildlife Service
Internal Revenue Service
National Marine Fisheries Service
New Jersey Attorney General's Office
Nottawaseppi Huron Band of the Potawatomi
Port Authority of New York & New Jersey
Saginaw Chippewa Indian Tribe of Michigan
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Texas Supreme Court
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Professionals in Philanthropy
Sent: Mon 1/7/2019 4:14:27 PM
Subject: Forget Your New Year's Resolutions

Welcome to the January edition of the PiP Squeak, an e-update provided by Professionals in Philanthropy. This is our concise combination of helpful tips on all things charitable and what the PiP team is doing to play our part in providing support through upcoming services.

[View this email in your browser](#)

And Goodbye to Your New Year's Resolutions!

Yes, we said it. Forget your New Year's resolutions. Whew! Do you feel better? We sure do.

Seriously, though, we can all probably relate to setting a few really lofty resolutions or perhaps a long, never-ending list of things we want to accomplish this year. The reality is that these often don't last nor do they become the life-long habits we want them to be because we haven't done the most important part—created the plan to make them happen.

PiP enjoys working with our nonprofit clients on creating strategic plans, and we have found there is a similar process in our own personal action plans. Check out this month's [blog post](#) for some friendly pointers to help you transform those lofty resolutions into an actionable plan.

Community Hero of the Month: Patricia Haddad

Setting the tone for our new year, we can think of no one better than Patricia Haddad as our Community Hero for January. She's a passionate leader in service, working with both [Opportunity 180](#) and the [Young Nonprofit Professionals Network](#). Her fire for service flared brightly during her years as a student at UNLV, and she hasn't turned back since.

Learn more about Patricia below:

What does service mean to you?

I have been helped so many times by this community, and I feel a responsibility to extend those gifts back to others. In a community like ours, where there is simultaneously great need *and* one single person can have great impact, to me, "service" means taking that opportunity to heart and doing something about it. I keep a

quote from the Talmud at my desk that relates to service, and it helps focus my intentions about the work to be done. I find it both inspiring and reassuring: "Do not be daunted by the enormity of the world's grief. Do justly now, love mercy now, walk humbly now. You are not obligated to complete the work, but neither are you free to abandon it."

When did you develop a passion for service?

My passion for service blossomed while working on my undergraduate degree in sociology at UNLV. A flickering pilot light in my belly turned into a full-fledged fire when I began to learn about how people are affected by institutions and systems. As a kid, I always found being a helper rewarding, and in college, I found myself working in a nonprofit focused on preventing child maltreatment. The gravity of that issue was so massive, and had big implications -- even marginal successes could ripple across issues of education, poverty, crime, economics, you name it. Seeing that work and those implications firsthand helped me begin to internalize the significance, and motivated me to join the legions of people working to make our community a great and safe place to be.

What was your dream career as a child?

I dreamed of being a writer. Specifically, the artsy kind that wears lots of rings and writes witty novels at sidewalk cafes in France.

Just for Fun

The PiP Team wishes you a
fruitful 2019! Here's to another
year of bountiful giving and
service- to yourself and our
community. :)

When The Passion Is Gone

What do you tell your donors when you miss your Giving Tuesday goal? Stacey knows! In this Nonprofit Everything podcast, we also talk about what to do when the passion for your cause is gone,

where to find a whistleblower policy template (the [ANN website](#), for one), and whether you should budget for break-even or a surplus. And Andy and Stacey are completely mystified by a board member who wants to upend the mission because it's "just a band-aid."

[Catch the latest here](#) or [send in your questions](#) to be answered in our next podcast!

Congrats to Our Recent PiP Graduate

After traveling and studying in three countries, our Communication Coordinator, [Samantha Trieu](#), has graduated from UNLV's Communication Studies program. Samantha has been a gem to PiP, offering countless creative ideas and fun approaches to liven up our communications and keep our readers engaged. We wish her all the best in her future endeavors and are honored to have her as part of the PiP team!

Nominate our next Community Hero [here](#) or let us know directly at PiPAdvisor@profinphil.com.

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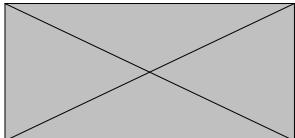
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Mon 4/1/2019 7:45:20 AM
Subject: Wells Fargo's CEO Search Won't Bring Quick Fixes

EXTERNAL EMAIL



PUBLIC POLICY.

Monday, April 1, 2019

TOP NEWS

Analysis

Wells Fargo's CEO Search Won't Bring Quick Fixes

Wells Fargo & Co. is on the hunt for a new leader after announcing that CEO Timothy Sloan is heading for the exit, but industry-watchers don't expect the pressure facing the scandal-plagued bank from regulators, lawmakers and consumer advocates to leave with him.

[Read full article »](#)

Mueller Report Headed To Congress By Mid-April, AG Says

U.S. Attorney General William Barr on Friday told members of Congress that he intends to send them a redacted version of special counsel Robert Mueller's report on his investigation into Russian interference in the 2016 election by mid-April, if not sooner.

[Read full article »](#)

House Transpo Leaders Seek Probe Of Foreign Pilot Training

Leaders of the House Committee on Transportation and Infrastructure asked a government watchdog Friday to investigate international training standards for non-U.S. pilots, expanding Capitol Hill's scrutiny of the now-grounded Boeing 737 MAX jets involved in a pair of recent fatal crashes.

[Read full article »](#)

Analysis

Justices' Alaska River Ruling Lets Native Fishing Off Hook

The U.S. Supreme Court's decision that the National Park Service can't enforce its hovercraft ban on an Alaska river boosted landowners' rights against agency regulation, but its most important piece for Alaska Natives may be the court's refusal to tinker with hard-earned rulings protecting their fishing rights.

[Read full article »](#)

Analysis

State Of The States: New Employment Laws So Far In 2019

Three states adopted laws in the first quarter of 2019 to incrementally boost their minimum wages to \$15 an hour — including Maryland, which became the sixth state

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overall to move toward a \$15 wage floor when legislators overrode a gubernatorial veto. Here, Law360 looks at these and other notable state employment statutes that have been passed so far this year.

[Read full article »](#)

BANKING & SECURITIES

Sen. Brown Wants More Info On \$66B BB&T-SunTrust Tie-Up

U.S. Sen. Sherrod Brown, D-Ohio, called on BB&T Corp. and Suntrust Banks Inc. on Thursday to provide information about their proposed \$66 billion merger and the impact it will have on employees, customers and communities that the banks serve.

[Read full article »](#)

ENERGY & ENVIRONMENTAL

Trump Attempts Court Bypass With New Keystone XL Permit

President Donald Trump issued a new cross-border permit for the Keystone XL pipeline on Friday in an apparent effort to circumvent a Montana federal court's decision to invalidate a previous permit and block construction.

[Read full article »](#)

EPA Head Promises Lead Drinking Water Rule By Summer

The U.S. Environmental Protection Agency's leader on Friday highlighted his focus on water issues, promising revamped regulations for lead and copper in drinking water later this year and touting new efforts to reduce the amount of trash that ends up in the ocean.

[Read full article »](#)

Feds Sues Calif. Over Dam Plans To Protect Native Fish

The federal government on Thursday sued California, claiming that a recently adopted plan to boost native fish populations by increasing water flow in the Stanislaus River violates state environmental policies.

[Read full article »](#)

Advocates Say SD 'Riot Boosting' Law Chills Free Speech

Opponents of the Keystone XL pipeline sued the South Dakota governor in federal court to try to block a recently enacted law aimed at penalizing those who provide support for protests that end up violent, saying it violates the constitutional rights of assembly, free speech and due process.

[Read full article »](#)

HEALTH & LIFE SCIENCES

Analysis

Legal Bruises Add Up For Trump's Health Policy Vision

The Trump administration's health care agenda looks increasingly wobbly after a one-two punch of new legal blows to policies aimed at reshaping Medicaid and sidestepping the Affordable Care Act. Here, Law360 runs through Trump's losses, triumphs and future fights on health policy.

[Read full article »](#)

Overturned Rule Blocks Quick Win For DOJ In FCA Case

Holland & Knight

Jenner & Block

Jomarron Lopez

Jones Day

Kaufman Dolowich

Kirkland & Ellis

Kline & Specter

Latham & Watkins

Linklaters

Mayer Brown

Mazie Slater

McCarter & English

McCarthy & Holthus

Milligan Pusateri Co LPA

Morgan Lewis

Morrison & Foerster

Motley Rice

Nelson Mullins

Norton Rose Fulbright

O'Melveny & Myers

Partridge Snow

Paul Hastings

Pierce Atwood

Quinn Emanuel

Rasco Klock

Richards Layton

Robins Kaplan

Shaw Keller

Sidley Austin

Skadden

Sonosky Chambers

Stoll Berne

Sullivan & Cromwell

Swanson Martin

Trucker Huss

Venable LLP

WilmerHale

Withers

Womble Bond Dickinson

COMPANIES

AT&T Inc.

Ahtna Inc.

Akorn Inc.

Alliance Defending Freedom

Amazon.com Inc.

American Bankers Association

American Bar Association

American Civil Liberties Union

American Enterprise Institute

Anheuser-Busch Inbev SA/NV

Apple Inc.

A California federal judge refused to hand a quick victory to the U.S. Department of Justice in a whistleblower suit against UnitedHealth Group Inc. over alleged overpayments on medical claims, citing a separate D.C. federal court decision that unwound a rule guiding those payments.

[Read full article »](#)

Dump Health Care 'Need' Certifying Law, FTC Urges Alaska

The Federal Trade Commission has reiterated its stance that Alaska should repeal a law that makes health care providers seek state approval for major expansions, saying the statute hurts competition and doesn't work as intended.

[Read full article »](#)

EMPLOYMENT

Trucking Group Loses Bid To Block Dynamex Standard

A trucking group lost its bid to block California's newly adopted standard for distinguishing between independent contractors and employees after a federal judge ruled Friday that the standard isn't preempted by federal law and doesn't unconstitutionally single out the trucking industry.

[Read full article »](#)

ERISA Doesn't Trump CalSavers Retirement Plan, Judge Says

A California federal judge took a step toward ending an anti-tax group's challenge to the state-run CalSavers Retirement Savings Program, finding the program isn't preempted by the Employee Retirement Income Security Act but giving the group one last shot to bring the case again.

[Read full article »](#)

Wilmington Trust Ignored Red Flags In \$46M Deal, Gov't Says

The U.S. Department of Labor has accused Wilmington Trust of breaching its duties under the Employee Retirement Income Security Act, saying the bank allowed an employee retirement plan to overpay for company stock by tens of millions of dollars.

[Read full article »](#)

Ill. District Must Face Title IX Suit Over Trans Bathroom Rule

A Chicago-area school district must face a lawsuit brought by a group of parents alleging the district's policy allowing transgender students to use bathrooms and locker rooms of their choice violates Title IX protections and the group's First Amendment rights, an Illinois federal judge ruled Friday.

[Read full article »](#)

Analysis

NJ Limits On Harassment NDAs Could Crush Burdened Courts

New Jersey's new law barring mandatory secret deals to resolve workplace harassment claims could all but wipe out once common settlements and spur many more employees to take their cases all the way to trial, spawning litigation that would grind down the Garden State's already encumbered courts, experts said.

[Read full article »](#)

COMPETITION

FTC, DOJ May Team Up On Vertical Merger Guidelines

The U.S. Department of Justice's top antitrust official showed a willingness Friday to

Applebee's International Inc.

Avalara Inc.

BB&T Corp.

BP p.l.c.

BTI Consulting Group Inc.

Baskin-Robbins Inc.

Bass Pro Shops

Boston Scientific Corp.

Cabela's Inc.

California Trucking Association

Chevron Corp.

Citigroup Inc.

Coinbase Inc.

Comcast Corp.

CoreLogic Inc.

Dunkin' Brands Group Inc.

Dynamex, Inc.

Electronic Privacy Information Center

Essendant Inc.

Ethiopian Airlines Enterprise

Facebook

Fannie Mae

Federalist Society

Fifth Third Bancorp

Fresenius Kabi AG

Fresenius Medical Care AG & Co. KGAA

Google Inc.

Hazelden Betty Ford Foundation

Infosys Ltd.

Instagram Inc.

International Business Machines Corp.

Johnson & Johnson

KBW, Inc.

Lloyds Banking Group PLC

Magnetar Capital LLC

Metro-Goldwyn-Mayer Studios Inc.

Meyers, Harrison & Pia LLC

Microsoft Corp.

MillerCoors LLC

Monsanto Co.

Morgan Stanley

Mylan NV

National Employment Law Project

Natural Resources Defense Council

New Century Financial

New Jersey Civil Justice Institute

New Jersey State Bar Association

work with the Federal Trade Commission on updating guidelines for vertical mergers that have been on the books since the mid-1980s.

[Read full article »](#)

CYBERSECURITY & PRIVACY

Hong Kong Cautions Investors Over Security Token Offerings

Hong Kong's Securities and Futures Commission issued a warning on Thursday highlighting risks associated with security token offerings, cautioning against insufficient liquidity or volatility, opaque pricing, hacking and fraud that may be associated with virtual assets.

[Read full article »](#)

House Bill Pushes DHS, Private Sector To Team Up On Cyber

A bipartisan quartet of House lawmakers has floated legislation that would bring together cybersecurity professionals from a range of industries to advise the U.S. Department of Homeland Security on how best to tackle emerging threats to the nation's infrastructure.

[Read full article »](#)

Lawmakers Propose End To NSA's Phone Data Collection

A bipartisan group of lawmakers has introduced a bill that would end the National Security Agency's mass collection of phone data.

[Read full article »](#)

PERSONAL INJURY

Cabela's Beats Suit Over Sale Of Gun Used In Fatal Shooting

A Delaware state judge on Friday tossed a suit accusing sporting goods company Cabela's of negligently selling a firearm that was later used in a deadly drive-by shooting, saying a state law provides immunity to firearms dealers who make lawful transfers of guns.

[Read full article »](#)

AEROSPACE & DEFENSE

DOD Proposes Fixed-Price Preference In Slate Of New Rules

The U.S. Department of Defense on Friday proposed several changes to defense acquisition regulations, including seeking to formally implement a congressionally mandated preference for fixed-price contracts and to increase scrutiny of cost-reimbursement deals, while finalizing several new procurement rules and rescinding outdated requirements.

[Read full article »](#)

Senators Look To Bar F-35 Sales To Turkey Over Russia Deal

A bipartisan group of senators has introduced a bill that would block Turkey from getting F-35 fighter jets until the country scraps its plan to buy a Russian missile defense system, piggybacking on the Trump administration's recent threats to cut off Turkey from the program.

[Read full article »](#)

IMMIGRATION

New York Times Co.

Nike Inc.

NxStage Medical, Inc.

Panera Bread Company

Planned Parenthood Federation

Point72 Asset Management LP

Publix Super Markets Inc.

Purdue Pharma LP

Red Hat Inc.

Shire PLC

Sierra Club

Staples Inc.

Stryker Corp.

Suntrust Banks Inc.

TechFreedom

The Boeing Company

Ticketmaster Entertainment, Inc.

TowerCo LLC

TransCanada Corporation

Treasury Wine Estates Ltd.

Twitter Inc.

UnitedHealth Group Inc.

Wal-Mart Stores Inc.

Wayfair LLC

Wells Fargo & Co.

Wilmington Trust Corp.

Zappos.com Inc.

eBay Inc.

GOVERNMENT AGENCIES

Alaska Legislature

Bureau of Citizenship and Immigration Services

Bureau of Reclamation

California Attorney General's Office

California Department of Tax and Fee Administration

California Environmental Protection Agency

California Labor and Workforce Development Agency

California State Treasurer's Office

California Supreme Court

Centers for Medicare & Medicaid Services

Defense Acquisition Regulations System

Federal Acquisition Regulatory Council

Federal Aviation Administration

Federal Bureau of Investigation

Federal Deposit Insurance Corp.

Federal Reserve Bank of Boston
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Internal Revenue Service
Judicial Conference of the United States
NATO
National Park Service
National Security Agency
Office of the Comptroller of the Currency
Securities and Exchange Commission
Small Business Administration
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court
U.S. Tax Court
World Trade Organization

9th Circ. Judge Questions Vagueness Of 'Moral Turpitude'

A Ninth Circuit panel on Thursday found that a Mexican man's state robbery conviction is not a crime of "moral turpitude" under the federal immigration statute, a ruling that could make him eligible to cancel his deportation. But one of the judges called on the courts to rethink the law's language, saying the more-than-century-old phrase may be unconstitutionally vague.

[Read full article »](#)

DHS Seeks To Deport Migrant Youth Amid System 'Meltdown'

U.S. Department of Homeland Security Secretary Kirstjen Nielsen has asked Congress for the authority to deport unaccompanied Central American migrant children and detain families ahead of court hearings, citing a "systemwide meltdown."

[Read full article »](#)

DHS To Add 30K H-2B Visas, Calls On Congress To Raise Cap

The U.S. Department of Homeland Security said Friday it will set aside an additional 30,000 H-2B visas this year for temporary migrant workers, marking the third consecutive year that the agency has made room for extra visas amid calls on Congress to raise the statutory cap.

[Read full article »](#)

Scholars Back Bill To Curb President's Travel Ban Powers

Dozens of immigration law professors and scholars on Friday threw their support behind upcoming draft legislation to curb the president's authority under the law that allowed President Donald Trump to hand down his so-called travel ban targeting citizens from several Muslim-majority nations.

[Read full article »](#)

TELECOMMUNICATIONS

Ohio Town Passed Law To Thwart Cell Tower, Suit Says

An Ohio village passed a law to retroactively limit the height of structures within city limits after learning a wireless tower company broke ground on a then-legal cell tower project, according to a suit filed Thursday in Ohio federal court.

[Read full article »](#)

TAX

Split 9th Circ. Nixes Koch Bros. Foundation's Donor List Fight

In a published decision Friday, a split en banc Ninth Circuit declined to reconsider an earlier ruling upholding a California law requiring charitable organizations to disclose to the state information on their biggest donors, much to the chagrin of two conservative advocacy groups, including one founded by the Koch brothers.

[Read full article »](#)

Wayfair Rules To Take Effect In Calif., But Fast Changes Loom

California is set to change the national sales tax landscape Monday by enacting provisions that would require remote sellers to collect and remit sales tax to the state — but under rules that the state Legislature could change within days.

[Read full article »](#)

EXPERT ANALYSIS

How The SEC's New Filing Rule Addresses Data Security

The U.S. Securities and Exchange Commission recently issued an interim final rule changing its requirements for when and how certain investment funds must file monthly reports, which should alleviate some industry concerns about the security of sensitive data that funds must transmit to the SEC, say attorneys at Dechert.

[Read full article »](#)

Proposed Foreign Income Tax Regs Were Worth The Wait

On March 6, the U.S. Department of the Treasury proposed taxpayer-friendly regulations on the new Internal Revenue Code foreign income tax section, opening the door for U.S. companies to leverage the direct foreign sales corporate tax rate benefit, says Rick Minor of Womble Bond Dickinson.

[Read full article »](#)

Managing Gov't Supply Chain In An Age Of Protectionism

Aerospace, defense and government services companies must be prepared for significant supply-chain management challenges from the U.S., including recent efforts to encourage government contractors to use U.S.-manufactured materials, more aggressive enforcement of customs and duties laws, and increased enforcement under the False Claims Act, say attorneys at Hogan Lovells.

[Read full article »](#)

Tax Perspectives On Kisor V. Wilkie: Part 1

On March 27 the U.S. Supreme Court heard oral argument in *Kisor v. Wilkie*, a veterans' benefits case that could drastically change the nature of federal, state and local tax controversies, say attorneys at Eversheds Sutherland.

[Read full article »](#)

LEGAL INDUSTRY

Analysis

3 Mistakes Law Firms Make Dealing With Attorney Addiction

Law firms can go astray in numerous ways when faced with an attorney who is struggling with a substance abuse problem, and an inappropriate response could harm the individual and the organization. Here are three common pitfalls for firms in approaching attorney addiction.

[Read full article »](#)

Thomas Rejects Retirement, Says Faith Enhances His Oath

U.S. Supreme Court Justice Clarence Thomas squashed retirement rumors over the weekend at a Pepperdine School of Law dinner and said his religious faith makes him more diligent, and not biased, in his duties.

[Read full article »](#)

Analysis

Rosenstein Built A Policy Legacy, One Tweak At A Time

While history will remember Deputy U.S. Attorney General Rod Rosenstein for his pivotal role overseeing the Mueller investigation, he also left a quieter legacy of clarifying and streamlining policies and supporting U.S. Department of Justice prosecutors.

[Read full article »](#)

Bush v. Gore Atty Calls Arrest Account 'Substantially Untrue'

Miami-based attorney Joseph Klock Jr., known for his role in the legal battle over the 2000 presidential election, is disputing the police account of events that led to him being charged with resisting arrest as police investigated a possible shooting on his property.

[Read full article »](#)

Pelvic Mesh MDL Fee Committee Accused Of Self-Dealing

A group of firms that worked on cases for plaintiffs in the multidistrict litigation over pelvic mesh implants has accused fee committee members of self-dealing and obscuring the process of divvying up the case's proceeds.

[Read full article »](#)

Interview

Bouchard Steers Tight Chancery Court Ship Into The Future

Wary of rising and more complex caseloads and competing business litigation venues, Delaware's Chancery Court is quietly tightening courtroom schedules and giving closer scrutiny to fast-track requests, Chancellor Andre G. Bouchard told Law360 in an exclusive interview this week.

[Read full article »](#)

Linklaters Managing Partner Reappointed To Three-Year Term

International powerhouse Linklaters LLP announced Friday it has reappointed its firmwide managing partner to another three-year term, stressing the quality of legal work during his tenure.

[Read full article »](#)

WilmerHale Hires Back Former SEC Commish From Mylan

Mylan's Chief Legal Officer and former SEC Commissioner Daniel Gallagher is set to leave the pharmaceutical giant and rejoin WilmerHale as the law firm's securities department deputy chair, according to a Friday announcement.

[Read full article »](#)

The Top In-House Hires Of March

The high-profile legal department hires and promotions of March included appointments at Wells Fargo, Comcast, Ticketmaster, Dunkin' and the FDIC. Here, Law360 looks at these and some of the other top in-house announcements from the past few weeks.

[Read full article »](#)

GC Cheat Sheet: The Hottest Corporate News Of The Week

General counsel named 18 attorneys for their unwavering commitment to clients in a new report, the U.S. House passed a bill to toughen the Equal Pay Act, and Harvard law students escalated their pressure to end so-called coercive contracts in the legal industry. These are some of the stories in legal news you may have missed in the past week.

[Read full article »](#)

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

[Read full article »](#)

Podcast

Law360's Pro Say: There's Corn Syrup In The Beer!

The beer wars moved from the barroom to the courtroom this week, as MillerCoors filed a false advertising lawsuit over Bud Light ads that say Miller Lite is made with corn syrup. Those ads might be technically true, but on this week's Pro Say our own Bill Donahue walks us through why that might not matter.

[Read full article »](#)

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Morgan Lewis
Morrison & Foerster
Motley Rice
Nelson Mullins
Norton Rose Fulbright
O'Melveny & Myers
Partridge Snow
Paul Hastings
Pierce Atwood
Rasco Klock
Richards Layton
Robins Kaplan
Shaw Keller
Skadden
Sonosky Chambers
Stoll Berne
Sullivan & Cromwell
Swanson Martin
Trucker Huss
Venable LLP
WilmerHale
Withers
Womble Bond Dickinson

COMPANIES

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American Civil Liberties Union
Google Inc.
Sierra Club
Twitter Inc.
Wal-Mart Stores Inc.
Wells Fargo & Co.
AT&T Inc.
Ahtna Inc.
Akorn Inc.
Alliance Defending Freedom
Amazon.com Inc.
American Bankers Association
American Enterprise Institute
Anheuser-Busch Inbev SA/NV

Apple Inc.
Applebee's International Inc.
Avalara Inc.
BB&T Corp.
BP p.l.c.
BTI Consulting Group Inc.
Baskin-Robbins Inc.
Bass Pro Shops
Boston Scientific Corp.
Cabela's Inc.
California Trucking Association
Chevron Corp.
Citigroup Inc.
Coinbase Inc.
Comcast Corp.
CoreLogic Inc.
Dunkin' Brands Group Inc.
Dynamex, Inc.
Electronic Privacy Information Center
Essendant Inc.
Ethiopian Airlines Enterprise
Facebook
Fannie Mae
Federalist Society
Fifth Third Bancorp
Fresenius Kabi AG
Fresenius Medical Care AG & Co. KGAA
Hazelden Betty Ford Foundation
Infosys Ltd.
Instagram Inc.
International Business Machines Corp.
Johnson & Johnson
KBW, Inc.
Lloyds Banking Group PLC
Magnetar Capital LLC
Metro-Goldwyn-Mayer Studios Inc.
Meyers, Harrison & Pia LLC
Microsoft Corp.
MillerCoors LLC
Monsanto Co.
Morgan Stanley
Mylan NV
National Employment Law Project
Natural Resources Defense Council
New Century Financial
New Jersey Civil Justice Institute
New Jersey State Bar Association
New York Times Co.
Nike Inc.
NxStage Medical, Inc.
Panera Bread Company
Planned Parenthood Federation

Point72 Asset Management LP
Publix Super Markets Inc.
Purdue Pharma LP
Red Hat Inc.
Shire PLC
Staples Inc.
Stryker Corp.
Suntrust Banks Inc.
TechFreedom
The Boeing Company
Ticketmaster Entertainment, Inc.
TowerCo LLC
TransCanada Corporation
Treasury Wine Estates Ltd.
UnitedHealth Group Inc.
Wayfair LLC
Wilmington Trust Corp.
Zappos.com Inc.
eBay Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Securities and Exchange Commission
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. Department of State
Federal Trade Commission
Internal Revenue Service
Centers for Medicare & Medicaid Services
Federal Aviation Administration
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of the Treasury
U.S. House of Representatives
U.S. Senate
Alaska Legislature
Bureau of Citizenship and Immigration Services
Bureau of Reclamation
California Attorney General's Office
California Department of Tax and Fee Administration
California Environmental Protection Agency
California Labor and Workforce Development Agency
California State Treasurer's Office
California Supreme Court
Defense Acquisition Regulations System
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Deposit Insurance Corp.

Federal Reserve Bank of Boston
Federal Reserve System
Food and Drug Administration
Judicial Conference of the United States
NATO
National Park Service
National Security Agency
Office of the Comptroller of the Currency
Small Business Administration
U.S. Department of Transportation
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
U.S. Tax Court
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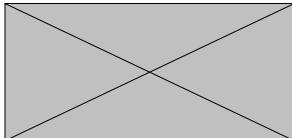
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 5/10/2019 8:13:10 AM
Subject: Trump To Nominate Acting DOD Chief For Permanent Role

EXTERNAL EMAIL



PUBLIC POLICY.

Friday, May 10, 2019

TOP NEWS

Trump To Nominate Acting DOD Chief For Permanent Role

President Donald Trump will nominate acting Defense Secretary Patrick Shanahan to lead the Pentagon on a permanent basis, the White House announced Thursday, weeks after Shanahan was cleared of alleged ethical violations related to former employer Boeing.

[Read full article »](#)

Trump To Challenge Nationwide Injunctions At Supreme Court

The Trump administration will soon challenge the legality of nationwide injunctions before the U.S. Supreme Court, Vice President Mike Pence has said, criticizing individual federal district judges for standing in the way of many of the president's controversial policies.

[Read full article »](#)

Top Trump Spectrum Policy Adviser Steps Down

A Trump administration official who oversaw spectrum policy as head of the National Telecommunications and Information Administration resigned Thursday, according to the chair of the Federal Communications Commission.

[Read full article »](#)

Senate Confirms 2nd Circ. Judge Over Dem Objections

The Senate confirmed Consovsky McCarthy Park PLLC partner Michael H. Park to the Second Circuit along partisan lines Thursday, adding a contentious pick by President Donald Trump to the appeals court and its second new conservative jurist in as many days.

[Read full article »](#)

Maui Tells High Court To Reverse CWA Ruling Amid Deal Talks

Maui County, Hawaii, told the U.S. Supreme Court on Thursday that the federal government doesn't have authority under the Clean Water Act to regulate pollution sources that discharge contaminants into groundwater, and urged the justices to overturn a Ninth Circuit decision that held otherwise.

[Read full article »](#)

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Crowell & Moring
Danks Miller
Dechert
Duane Morris
Earthjustice
Farnan LLP
Freeh Sporkin
Gibson Dunn
Glaser Weil
Greene LLP
Hausfeld
Holland & Knight
Hughes Hubbard
Hunton Andrews Kurth
K&L Gates
Kasowitz Benson
Kirkland & Ellis

CLV000035

Senate Panel Moves Kirkland Vet Toward Deputy AG Post

The Senate Judiciary Committee voted along party lines Thursday to push along the nomination of Jeffrey Rosen for deputy attorney general, over protests from Democrats that Rosen doesn't have the experience to be second in command at the Department of Justice.

[Read full article »](#)

BANKING & SECURITIES

SEC's Peirce Concerned Over Lack Of Crypto Guidance

The U.S. Securities and Exchange Commission's lack of "meaningful action" is stifling the cryptocurrency industry, SEC Commissioner Hester Peirce said Thursday in a speech in which she both lauded the agency for certain steps it has taken and criticized it for not providing more concrete guidance.

[Read full article »](#)

SEC 'Not Anxious' To Approve Reg A+ Token Offerings

The U.S. Securities and Exchange Commission is reluctant to approve digital token offerings sought under a registration exemption known as "Reg A+" — an avenue being pursued by many startups — for fear investors could get burned, a securities lawyer said at a panel Thursday.

[Read full article »](#)

SEC Mulls New Parameters For Accelerated Filers

The U.S. Securities and Exchange Commission took a step forward Thursday in refining the definitions of "accelerated filer" and "large accelerated filer" as the commission looks to reduce costs and reporting requirements for the public companies.

[Read full article »](#)

9th Circ.'s CFPB Ruling 'Adds Nothing New,' 5th Circ. Hears

A Mississippi check cashing and payday loan company pressed its challenge to the constitutionality of the Consumer Financial Protection Bureau before the Fifth Circuit, saying a recent Ninth Circuit ruling upholding the agency's structure "adds nothing new" on the subject.

[Read full article »](#)

ENERGY & ENVIRONMENTAL

Analysis

DC Circ. Fails To Clear The Air On FERC's Climate Duties

The D.C. Circuit punted on whether the Federal Energy Regulatory Commission can legally scale back its climate change reviews of gas infrastructure projects, leaving an uneasy regulatory status quo as FERC commissioners remain stubbornly split over how climate impacts must factor into project approvals.

[Read full article »](#)

Fla. DEP Won't Fight Decision To Allow Everglades Oil Well

The city of Miramar, Florida, and Broward County dropped their appeal late Wednesday of a decision allowing an exploratory oil well in the Everglades after the state Department of Environmental Protection did not join their case in the Florida Supreme Court.

[Read full article »](#)

Kobre & Kim

Kruzhkov Russo

Lieberman & Blecher

Littler Mendelson

Lowenstein Sandler

Massey & Gail

Mayer Brown

Morgan Lewis

Morris Nichols

Morrison & Foerster

Norton Rose Fulbright

Ogletree Deakins

Orrick Herrington

Paul Hastings

Perkins Coie

Quinn Emanuel

Sidley Austin

Skadden

Spengler Nathanson

Stradley Ronon

Troutman Sanders

Vorys Sater

Weiss Serota

Willkie Farr

WilmerHale

Zacks Freedman

COMPANIES

3M Co.

AccuWeather Inc.

Airbnb Inc.

America's Health Insurance Plans

American Bar Association

American Chemistry Council Inc.

American Hospital Association

American Medical Association Inc.

Amgen Inc.

BlueCross BlueShield of North Carolina

Bristol-Myers Squibb Co.

Burlington Stores Inc.

Chevron Corp.

China Mobile Ltd.

China Telecom Corp. Ltd.

China Unicom (Hong Kong) Ltd.

Cipla Ltd.

Continental Stock Transfer & Trust Co.

Dominion Energy Inc.

Endo International PLC

FedEx Corp.

Federalist Society

Analysis

Missing Rules Tee Up Litigation Debacle In NJ Pollution Blitz

New Jersey's renewed push to put polluting companies on the hook for replenishing natural resources following on-site contamination comes without formal rules on how to do so, setting the stage for expensive, protracted courtroom battles over how exactly to assess such damages, environmental attorneys and experts said.

[Read full article »](#)

Group Wants Pause During Lake Erie Law Intervention Appeal

The citizen group behind a Toledo, Ohio, law establishing an expansive "bill of rights" for Lake Erie urged a federal judge Wednesday to pause litigation challenging the measure while it appeals the denial of its intervention request, saying the Sixth Circuit will likely take its side.

[Read full article »](#)

HMRC Updates Email For Comments On Plastic Packaging Tax

HM Revenue & Customs will solicit comments until May 12 on a proposed tax on plastic packaging made with limited recycled material, according to a consultation updated Thursday to include a new email address for responses.

[Read full article »](#)

HEALTH & LIFE SCIENCES

Trump Backs Bipartisan Attack On Surprise Medical Bills

President Donald Trump on Thursday threw his weight behind bipartisan efforts to protect patients from sticker shock at hospitals, labs and physician offices, upping the odds that Congress this year will tackle surprise medical billing.

[Read full article »](#)

ACA Insurers Deserve Zilch, Not \$12B, DOJ Tells High Court

Affordable Care Act insurers aren't entitled to \$12 billion in federal money to offset losses because Congress "specifically and unequivocally" barred funding for that purpose, the U.S. Department of Justice has told the U.S. Supreme Court.

[Read full article »](#)

House OKs Bill Barring State Experimental Health Care Plans

The U.S. House of Representatives on Thursday passed a bill that would ban rules by the Trump administration that let states make changes to their health care programs through the use of Affordable Care Act waivers.

[Read full article »](#)

Bipartisan Bill Aims To Deem Pharma Tactics Anti-Competitive

Two techniques that lawmakers say brand-name pharmaceutical companies use to keep out generics companies could become enshrined in federal law as anti-competitive business practices if Sens. Richard Blumenthal and John Cornyn succeed at passing their new bill, announced Thursday.

[Read full article »](#)

IP & TECHNOLOGY

Iancu Tells Congress One Drug Can Deserve Many Patents

U.S. Patent and Trademark Office Director Andrei Iancu on Thursday defended the office's practice of sometimes issuing numerous patents on the same drug, telling the

Ferrari SpA

Financial Industry Regulatory Authority Inc.

Freeh Group International Solutions LLC

GlaxoSmithKline

Hess Corp.

HomeAway Inc.

Instagram Inc.

International Centre for Settlement of Investment Disputes

Land of Lincoln Mutual Health Insurance Co.

Litigation Insights Inc.

Lockheed Martin Corp.

Martha Stewart Living Omnimedia, Inc.

Mattress Firm Holding Corp.

Michael Kors Holdings Ltd.

Millennium Health LLC

NASDAQ OMX Group Inc.

Natural Resources Defense Council

Novartis AG

PHH Corporation

Planned Parenthood Federation

Posillico Civil Inc

Public Knowledge

Sierra Club

State Farm

Sterling Construction Company Inc

Teva Pharmaceutical Industries Ltd.

The Boeing Co.

The Wireless Internet Service Providers Association

TransPerfect Global Inc.

Yves Saint Laurent SAS

GOVERNMENT AGENCIES

Army Corps of Engineers

Bureau of Citizenship and Immigration Services

Commodity Futures Trading Commission

Consumer Financial Protection Bureau

Delaware Court of Chancery

Department of Commerce

Executive Office of the President

Federal Bureau of Investigation

Federal Communications Commission

House Judiciary Committee that the USPTO ensures that all issued patents are new and innovative.

[Read full article »](#)

EMPLOYMENT

Courts Toss Too Many Pregnancy Claims, Workers' Org Says

Pregnant workers claiming they were unfairly denied adjustments to help them do their jobs have struggled in court despite a 2015 U.S. Supreme Court decision directing employers to more readily accommodate pregnancies, according to research released Thursday by a workers' advocacy group.

[Read full article »](#)

COMPETITION

FTC Leaves La. Appraisers Board Defense Intact For Now

The Louisiana Real Estate Appraisers Board will be able to argue that it made a good faith attempt to comply with federal law when a Federal Trade Commission challenge to its fee-setting rules goes to trial before an administrative law judge in September, according to a commission order made public Wednesday.

[Read full article »](#)

AEROSPACE & DEFENSE

DOD Awards \$5B In Border Wall Construction Deals

The U.S. Department of Defense has awarded a dozen slots on a \$5 billion contract to build wall sections along the southwestern border, part of the DOD's contentious effort to support the U.S. Department of Homeland Security at the border.

[Read full article »](#)

INTERNATIONAL TRADE

Analysis

OFAC Signals Enforcement Turn With Plan To Fine Execs

The U.S. Treasury's Office of Foreign Assets Control is hinting at plans to bring its civil enforcement hammer down on executives who violate U.S. sanctions, reversing a decadelong trend away from fining individuals and putting the agency in line with other federal regulators.

[Read full article »](#)

TAX

Interview

Power To Hire Attys Among Taxpayer Advocate's Final Goals

National Taxpayer Advocate Nina Olson is seeking to gain the authority to hire attorneys for her office before she retires to ensure her work continues after her tenure ends this summer, Olson told Law360 in a recent interview.

[Read full article »](#)

IRS Needs More Money To Close Tax Gap, Fed. Officials Say

Investing more money in tax administration would result in more efficient tax collection,

Federal Energy Regulatory Commission

Federal Housing Finance Agency

Federal Reserve System

Federal Trade Commission

Florida Public Service Commission

Florida State Senate

Florida Supreme Court

HM Revenue & Customs

Internal Revenue Service

NAFTA

National Oceanic and Atmospheric Administration

National Telecommunications and Information Administration

Office of Foreign Assets Control

Securities and Exchange Commission

U.S. Customs and Border Protection

U.S. Department of Defense

U.S. Department of Defense Office of Inspector General

U.S. Department of Health and Human Services

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of Transportation

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. Forest Service

U.S. House Committee on Energy and Commerce

U.S. House of Representatives

U.S. Patent and Trademark Office

U.S. Senate

U.S. Supreme Court

U.S. Tax Court

United Nations

United States Court of Appeals for the Ninth Circuit

which could help close the so-called tax gap of revenue lost to noncompliance, federal officials told a congressional panel Thursday.

[Read full article »](#)

Covington Partner Pledges Fairness If Approved For Tax Court

A Covington & Burling LLP partner told the Senate Finance Committee Thursday he would be flexible with those who came before him so long as the tax code permitted it, if his nomination to the U.S. Tax Court were confirmed.

[Read full article »](#)

Congress Won't Alter SALT Cap Before '20, Tax Lobbyist Says

There is no chance Congress will act to change the \$10,000 federal limit on deductions for state and local taxes enacted as part of the 2017 tax overhaul before the 2020 elections, a tax lobbyist said Thursday.

[Read full article »](#)

Proposed \$213.5B Calif. Budget Reflects Huge Tax Windfall

The California state budget would reflect both the largest tax windfall and the largest budget surplus in the history of the state, according to the revised version that was released Thursday.

[Read full article »](#)

IMMIGRATION

Judge Rips USCIS On Controversial Guest Worker Policies

A D.C. federal judge suggested that the U.S. Citizen and Immigration Services only retooled the H-1B guest worker program so it could deny more visa applications, lodging a sharp rebuke of the new program standards in a hearing Thursday.

[Read full article »](#)

Trump Admin. Fights House Injunction Bid On Wall Spending

The Trump administration said that federal courts can't stop it from spending more money on a southern border wall than what Congress appropriated.

[Read full article »](#)

Migrant Apprehensions Continued To Rise In April

The number of migrants apprehended and turned away at the southern border climbed higher still in April to about 109,000, reaching levels that U.S. Customs and Border Protection has not seen in over a decade, according to data the agency released Wednesday.

[Read full article »](#)

TransPerfect Aided Clifford Chance's Biased Hiring, DOJ Says

The U.S. Department of Justice has accused TransPerfect of discriminating against dual citizens and non-U.S. citizens when helping Clifford Chance staff up a project in 2017.

[Read full article »](#)

Report Shows High-Skilled Mexican Immigrants On The Rise

The number of high-skilled immigrants from Mexico with college degrees is on the rise nationally, catching up to those from India, China and the Philippines, according to a report published Thursday by the Migration Policy Institute.

[Read full article »](#)

TELECOMMUNICATIONS

FCC Votes To Block China Mobile From US Networks

Citing national security concerns, the Federal Communications Commission voted unanimously Thursday to block a Chinese telecommunications company's request to expand its operations into the U.S.

[Read full article »](#)

FCC Advances Share Plan For Weather Satellites, Broadband

The Federal Communications Commission opened a rulemaking Thursday aimed at allowing commercial wireless users to share spectrum seen as valuable for 5G alongside federal weather-monitoring applications.

[Read full article »](#)

EXPERT ANALYSIS

Opinion

NAFTA Update A Step Backward For US Investors

Under the U.S.-Mexico-Canada Agreement, U.S. investors would lose the robust international law protections and dispute resolution mechanisms that they have relied on for years in the North American Free Trade Agreement, say Ian Laird and Melissa Morris of Crowell & Moring.

[Read full article »](#)

Fla. Assignment Of Benefits Law Is Good News For Insurers

Last month, the Florida Senate passed legislation that will reform the litigious practice of assignment of benefits in first-party property insurance claims. Significantly, the bill's restriction of attorney fees will likely encourage assignees to make more reasonable presuit demands, says Mac Griffin of Holland & Knight.

[Read full article »](#)

5 Key Points From Fed's Bank Control Proposal

The Federal Reserve's proposal to revise its board of governors' historically ad hoc approach to determining when a company has a controlling influence over a bank will likely bring increased transparency, predictability and simplicity to the process, say attorneys at Troutman Sanders.

[Read full article »](#)

Opinion

The Law Will Not Help Airbnb Evade Rental Ordinances

In denying Airbnb's legal challenge to a short-term rental ordinance set by Santa Monica, California, the Ninth Circuit has exposed gaping holes in Airbnb's attempts to overturn such regulations by manipulating federal law, says Andrew Zacks of Zacks Freedman.

[Read full article »](#)

LEGAL INDUSTRY

Titan Of The Plaintiffs Bar: Hausfeld's Brent Landau

A volcanic eruption in Iceland set off one of Brent Landau's most memorable travel headaches over the course of his successful career as a plaintiffs attorney. The global

managing partner for Hausfeld LLP is no stranger to travel hiccups, as his role requires regular jet-setting, but he said this one was singular.

[Read full article »](#)

Analysis

SoHo Grifter Shows How Style Goes On Trial

The right to wear street clothes to a criminal trial is enshrined by a 1976 U.S. Supreme Court decision, but the fashionably accused — from “SoHo Grifter” Anna Sorokin to the “Varsity Blues” celebrity defendants — raise questions about how attire can be a tactical advantage in the courtroom.

[Read full article »](#)

Workplace Legal Problems? There's A Law Firm App For That

Employment firm Littler Mendelson PC publicly debuted a new technology tool on Thursday designed to give clients quick and efficient counsel on workplace labor-related legal issues.

[Read full article »](#)

Ex-FBI Director Freeh, Glaser Weil To Join Forces

Former FBI Director Louis J. Freeh and his legal and consulting firms are teaming with Glaser Weil LLP to form a “strategic alliance” focused on providing risk management, investigations and comprehensive representation services for clients in a variety of industries.

[Read full article »](#)

ABA To Prosecutors: Plea Deal Ethics Cover Small Crimes Too

The American Bar Association on Thursday issued a new ethics opinion that clarified that the organization's model rules for prosecutors when negotiating plea bargains should also apply during misdemeanor cases, just as they do for more serious offenses.

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Law360's Weekly Verdict: Legal Lions & Lambs

Boston-based Greene LLP earned the title of legal lion this week after the First Circuit flipped a \$34 million False Claims Act award from another whistleblower to the firm's client, while Dechert LLP was among the legal lambs after a federal jury hit client GSK with a \$90 million patent verdict.

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Greene LLP
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Holland & Knight
Hughes Hubbard
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Kobre & Kim
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Lieberman & Blecher
Littler Mendelson
Lowenstein Sandler
Massey & Gail
Mayer Brown
Morgan Lewis
Morris Nichols
Morrison & Foerster
Norton Rose Fulbright
Ogletree Deakins
Orrick Herrington
Paul Hastings
Perkins Coie
Quinn Emanuel
Sidley Austin
Skadden
Spengler Nathanson
Stradley Ronon
Troutman Sanders
Vorys Sater
Weiss Serota
Willkie Farr
WilmerHale
Zacks Freedman

COMPANIES
American Bar Association
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CLV000042

3M Co.
AccuWeather Inc.
Airbnb Inc.
America's Health Insurance Plans
American Chemistry Council Inc.
American Hospital Association
American Medical Association Inc.
Amgen Inc.
BlueCross BlueShield of North Carolina
Bristol-Myers Squibb Co.
Burlington Stores Inc.
Chevron Corp.
China Mobile Ltd.
China Telecom Corp. Ltd.
China Unicom (Hong Kong) Ltd.
Cipla Ltd.
Continental Stock Transfer & Trust Co.
Dominion Energy Inc.
Endo International PLC
FedEx Corp.
Federalist Society
Ferrari SpA
Financial Industry Regulatory Authority Inc.
Freeh Group International Solutions LLC
GlaxoSmithKline
Hess Corp.
HomeAway Inc.
Instagram Inc.
International Centre for Settlement of Investment Disputes
Land of Lincoln Mutual Health Insurance Co.
Litigation Insights Inc.
Lockheed Martin Corp.
Martha Stewart Living Omnimedia, Inc.
Mattress Firm Holding Corp.
Michael Kors Holdings Ltd.
Millennium Health LLC
NASDAQ OMX Group Inc.
Natural Resources Defense Council
Novartis AG
PHH Corporation
Planned Parenthood Federation
Posillico Civil Inc
Public Knowledge
State Farm
Sterling Construction Company Inc
Teva Pharmaceutical Industries Ltd.
The Boeing Co.
The Wireless Internet Service Providers Association
TransPerfect Global Inc.
Yves Saint Laurent SAS

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
Consumer Financial Protection Bureau
Federal Communications Commission
Federal Trade Commission
Internal Revenue Service
Securities and Exchange Commission
U.S. Department of Defense
U.S. House of Representatives
Federal Energy Regulatory Commission
Florida Supreme Court
NAFTA
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of the Treasury
U.S. Environmental Protection Agency
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Commodity Futures Trading Commission
Delaware Court of Chancery
Department of Commerce
Executive Office of the President
Federal Bureau of Investigation
Federal Housing Finance Agency
Federal Reserve System
Florida Public Service Commission
Florida State Senate
HM Revenue & Customs
National Oceanic and Atmospheric Administration
National Telecommunications and Information Administration
Office of Foreign Assets Control
U.S. Customs and Border Protection
U.S. Department of Defense Office of Inspector General
U.S. Department of Transportation
U.S. Forest Service
U.S. House Committee on Energy and Commerce
U.S. Patent and Trademark Office
U.S. Senate
U.S. Tax Court
United Nations
United States Court of Appeals for the Ninth Circuit

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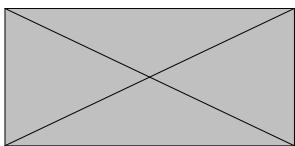
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 2/28/2019 8:25:38 AM
Subject: Judge Shuts Down Roger Stone's Claims DOJ Tipped Off CNN



PUBLIC POLICY.

Thursday, February 28, 2019

TOP NEWS

Judge Shuts Down Roger Stone's Claims DOJ Tipped Off CNN

A Washington, D.C., federal judge overseeing the criminal case against longtime Donald Trump associate Roger Stone refused Wednesday to sanction Special Counsel Robert Mueller's team for its handling of Stone's sealed indictment prior to his arrest.

[Read full article »](#)

Analysis

Experts At Odds Over Call To Overhaul Securities Litigation

The U.S. Chamber of Commerce-backed Institute for Legal Reform recently proposed ways to address what it calls a "broken securities class action system" marked by a sharp increase in case filings, but there's little if any consensus about how best to tackle the issue.

[Read full article »](#)

VA Chief Chided Over Slow 'Mar-a-Lago Trio' Probe Response

The chairman of the House Veterans Affairs Committee criticized VA Secretary Robert Wilkie for failing to provide information concerning allegedly improper influence over the Department of Veterans Affairs by members of President Donald Trump's Mar-a-Lago Club, saying Wilkie's failure to meet a specified deadline showed a "lack of a good faith."

[Read full article »](#)

Cohen Tells Congress Trump Lied About Moscow Talks

Convicted ex-lawyer Michael Cohen said that President Donald Trump lied about plans to build a Trump property in Moscow and cut checks to silence a woman over an affair, ripping the president in daylong congressional testimony Wednesday as a "con man," cheater and racist.

[Read full article »](#)

Trump Seeks To Quash Subpoena In Protester Assault Case

President Donald Trump should not have to testify at an upcoming civil trial for protesters who say they were injured in a 2015 scuffle outside Trump Tower because there are no "exceptional circumstances" in the case that would require the president to appear in person, Trump's lawyers told a New York state court.

[Read full article »](#)

Trump Eyes Ex-Koch Staffer, Campaigner For Top DOI Atty

President Donald Trump on Tuesday announced his intention to nominate a BigLaw veteran and former campaign volunteer and Koch brothers staffer as the lead attorney at the U.S. Department of the Interior.

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[Fletcher Heald](#)
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BANKING & SECURITIES

OCC Takes Aim At NY Regulator's Fintech Charter Suit

The Office of the Comptroller of the Currency formally requested Tuesday that a Manhattan federal judge throw out the New York state banking regulator's lawsuit seeking to block the federal agency from issuing specialized national bank charters to fintech firms, saying the case is premature and wrong on the law.

[Read full article »](#)

Hong Kong Bars Ex-China Brokerage Exec Over IPO Breach

Hong Kong's Securities and Futures Commission said Wednesday it has suspended a former executive of China Merchants Securities (HK) Co. Ltd. for 18 months for breaching the commission's code of conduct while supervising the listing application the company was co-sponsoring for a public offering.

[Read full article »](#)

ENERGY & ENVIRONMENTAL

EPA Sends Rule Ending 'Once In' Air Pollution Policy To WH

The U.S. Environmental Protection Agency appears poised to formalize its rescission of a 1995 policy stating that any facility considered to be a "major" polluter under the Clean Air Act could never be recategorized as a less prolific polluter.

[Read full article »](#)

Enviros Say FWS Improperly Denied Protections For Walrus

The U.S. Fish and Wildlife Service improperly ignored clear scientific evidence that Pacific walruses' habitat is increasingly at risk from the effects of climate change when it chose not to protect the animals under the Endangered Species Act last year, environmentalists said.

[Read full article »](#)

HEALTH & LIFE SCIENCES

Teva Can't Fight FDA's New Generic-Exclusivity Policy: Judge

Teva Pharmaceuticals' closely watched challenge to the U.S. Food and Drug Administration's new policy on generic-drug exclusivity is premature because the company may have forfeited exclusivity under other policies, a D.C. federal judge ruled Tuesday.

[Read full article »](#)

HHS, Nuns Defend Trump's Birth Control Rules At 9th Circ.

The U.S. Department of Health and Human Services, a group of nuns and an anti-abortion organization have urged the Ninth Circuit to reinstate Trump administration rules allowing employers with religious or moral objections to avoid providing workers with birth control under the Affordable Care Act.

[Read full article »](#)

EMPLOYMENT

Lane Powell

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Linklaters

McDermott Will

Miller & Chevalier

Morgan Lewis

Nichols Kaster

O'Melveny & Myers

Orrick Herrington

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Quinn Emanuel

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COMPANIES

AT&T Inc.

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Boston Red Sox

Burlington Stores Inc.

C Spire Wireless Inc.

CBS Corporation

Cable News Network Inc.

Caesars Entertainment Inc.

California Rural Legal Assistance Foundation Inc.

Center for Biological Diversity

Chevron Corp.

Comcast Corp.

Conference of State Bank Supervisors

Cornerstone Research Inc.

Crown Castle International Corp.

DISH Network Corporation

Dell Technologies Inc.

Senate Panel Again OKs Trump's Labor Agency Picks

The Senate Health, Education, Labor and Pension Committee on Wednesday again advanced to the full chamber several of the president's long-stalled picks to fill U.S. Equal Employment Opportunity Commission and U.S. Department of Labor vacancies.

[Read full article »](#)

9th Circ. OKs Wash. State Exclusive Representation Law

A Washington law letting pseudo-state-employee child care workers pick a union as their sole voice in collective bargaining with the government doesn't violate union dissenters' constitutional rights, the Ninth Circuit said, affirming a win for Washington officials and the Service Employees International Union.

[Read full article »](#)

Home Care Aide Can't Get Workers' Comp, Pa. Court Says

Providers of in-home care to dementia patients are not eligible to receive workers' compensation under a provision of Pennsylvania law barring providers of so-called domestic service from benefits for on-the-job injuries, a state appeals court ruled in a published decision on Wednesday.

[Read full article »](#)

Atty Groups Back Workers In Calif. Delta Minimum Wage Row

Plaintiffs and public interest attorneys urged the California Supreme Court to affirm that the state's minimum wage law and labor codes apply to pilots and flight attendants even if they mostly work out of state, saying all employees should benefit from general wage and hour protections.

[Read full article »](#)

NLRB Panel Highlights Members' Divide On Hot-Button Topics

National Labor Relations Board chairman John Ring sparred with fellow board member Lauren McFerran during a panel discussion Wednesday over the outcome of several recent controversial cases, including one that reset the board's test for analyzing whether workers qualify as independent contractors.

[Read full article »](#)

COMPETITION

Analysis

DC Circ Needed Facts, Not Just Theory, In AT&T Case

The D.C. Circuit showed in the AT&T case Tuesday that the government will need facts to contest vertical mergers, not just economic theories.

[Read full article »](#)

CYBERSECURITY & PRIVACY

States' Power Dominates 2nd Day Of Federal Privacy Hearings

The ranking member of a key U.S. Senate committee called business groups' latest push for a federal privacy law barring states from enacting more stringent protections "somewhat disturbing," as stakeholders struggled to reach a consensus on the best way to protect Americans' online privacy.

[Read full article »](#)

Trump Order Not Enough To Curb Cybersecurity Threats

A single executive order or bill will not be enough to stymie communications security

Delta Air Lines Inc.

Deutsche Bank AG

DraftKings Inc.

Dynegy Inc.

Facebook

FedEx Corp.

Financial Industry Regulatory Authority Inc.

Gallup Inc.

General Motors

Google Inc.

Herman Miller Inc.

Huawei Technologies

Hulu LLC

Indivior PLC

Juul Labs

K2 Intelligence LLC

Kinder Morgan Inc.

LinkedIn Corp.

London Stock Exchange Group PLC

MGM Resorts International

Marvel Entertainment LLC

Mexican American Legal Defense and Education Fund

Mohegan Sun

Morgans Hotel Group Co.

NBCUniversal Inc.

National Employment Law Project

National Hockey League

National Immigration Law Center

National Right to Work Legal Defense Foundation

Netflix Inc.

Northeastern University

Ocwen Financial Corporation

PG&E Corporation

Petrobras

Pittsburgh Penguins

Public Knowledge

Reliant Energy Retail Holdings LLC

RingCentral Inc.

Robert Half International Inc.

Scientific Games Corp.

Service Employees International Union

T-Mobile USA Inc.

Target Corp.

Tesla Inc.

Teva Pharmaceutical Industries Limited

The DIRECTV Group, Inc.

CLV000048

threats, a White House policy adviser said Wednesday morning, as speculation continues to build around President Donald Trump's rumored executive order that would ban Chinese equipment makers from American networks.

[Read full article »](#)

CONSUMER PROTECTION

Can't Verify Age? Can't Sell Here, Mass. AG Tells E-Cig. Co.

Massachusetts' attorney general said Wednesday that an online retailer selling electronic cigarettes is violating state laws by advertising on a website for young people and selling products online without sufficient age verification safeguards in place, ordering the company to stop selling to Bay State residents.

[Read full article »](#)

GOVERNMENT CONTRACTS

DOT Watchdog To Probe FAA Contract Award Practices

A U.S. Department of Transportation watchdog has kicked off a new audit of how the Federal Aviation Administration doles out contracts for its big acquisition programs and wards off conflicts of interest, as the agency has continued to face criticism over its airspace improvement push.

[Read full article »](#)

No Evidence Trump's Wall Contract Exists, Gov't Atty Says

A lawyer for the Trump administration told a Massachusetts federal judge Wednesday that, to his knowledge, a supposed contract for border wall construction referenced by the president in a tweet does not exist, the central question in a public records suit filed by the ACLU.

[Read full article »](#)

INTERNATIONAL TRADE

Lighthizer Says US Will Act To Enforce China Trade Deal

U.S. Trade Representative Robert Lighthizer on Wednesday offered lawmakers a glimpse into how the U.S. will go about ensuring that China complies with provisions in a prospective bilateral trade agreement, outlining a multilayered resolution process across several levels of government, followed by unilateral action on the U.S.' part should China fall out of line.

[Read full article »](#)

WTO Chief Says Time Is Running Short To Save Trade Body

World Trade Organization Director-General Roberto Azevêdo said Wednesday that the trade body is facing an unprecedented threat as tensions rise among its most powerful members, urging leaders to step up their cooperation if the multilateral institution is to be rescued.

[Read full article »](#)

UK Cements Post-Brexit Status In WTO Gov't Contracting Pact

Members of the World Trade Organization's Government Procurement Agreement, which allows companies to access roughly \$1.7 trillion worth of public contracting opportunities annually, agreed Wednesday to let the United Kingdom remain party to the deal once it completes its exit from the European Union.

Tidewater, Inc.

Trulia Inc.

Trump Organization Inc.

Turner Broadcasting System Inc.

Twitter Inc.

U.S. Chamber of Commerce

United Continental Holdings Inc.

Vistra Energy Corp.

Wal-Mart Stores Inc.

ZTE Corp.

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Bureau of Citizenship and Immigration Services

California Supreme Court

Congressional Research Service

Consumer Financial Protection Bureau

Delaware Court of Chancery

Department of Commerce

Employment and Training Administration

Equal Employment Opportunity Commission

European Union

Executive Office of the President

Federal Aviation Administration

Federal Communications Commission

Federal Deposit Insurance Corp.

Federal Mine Safety and Health Review Commission

Federal Reserve System

Federal Trade Commission

Financial Crimes Enforcement Network

Fish and Wildlife Service

Food and Drug Administration

Government Accountability Office

Health Resources and Services Administration

Internal Revenue Service

Mashantucket Pequot Tribal Nation

National Credit Union Administration

National Labor Relations Board

New York State Department of Financial Services

Office of the Comptroller of the Currency

Pennsylvania Supreme Court

Securities and Exchange Commission

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TAX

Senate Confirms Ex-Bingham Partner As IRS Chief Counsel

A former Bingham McCutchen LLP partner was confirmed as chief counsel of the Internal Revenue Service by the U.S. Senate on Wednesday.

[Read full article »](#)

Trump Lowballed Assets To Avoid Taxes, Cohen Tells House

While still a private citizen, President Donald Trump lowered the value of his assets to improperly reduce his real estate tax burden, his former attorney Michael Cohen told a U.S. House committee Wednesday.

[Read full article »](#)

SALT Cap Will Prevent \$323B In Deductions, TIGTA Says

The state and local tax deduction cap in the 2017 tax overhaul will prevent nearly 11 million individuals from deducting roughly \$323 billion, the Treasury Inspector General for Tax Administration said in a report released Wednesday in an unredacted format.

[Read full article »](#)

CPAs Urge Revising Interest Definition In Proposed Regs

Proposed rules rewriting the federal business interest deduction should be revised to narrow what constitutes business interest, members of an accountants trade group testified Wednesday at a public hearing.

[Read full article »](#)

IMMIGRATION

Analysis

EB-5 Modernization Rule No Substitute For Legislative Fix

A proposed rule to modernize the EB-5 investor visa program is facing pushback from attorneys who say it raises applicants' minimum investments too high while neglecting reforms that could be achieved through legislation to relieve crippling backlogs.

[Read full article »](#)

Texas Counties Barred From 'Purging' Naturalized Voters

A Texas federal judge has blocked a number of Lone Star counties from "purging" any more people from voter rolls after state officials were accused of targeting naturalized citizens born outside the U.S. and sending letters demanding proof of citizenship.

[Read full article »](#)

Gov't Seeks To Merge 2 Travel Ban Waiver Cases

The Trump administration has asked a California federal judge to combine two putative class actions challenging the administration's failure to implement a waiver program for President Donald Trump's travel ban, saying merging the cases will save resources and help "resolve the issue at the heart of both cases."

[Read full article »](#)

NATIVE AMERICAN

GAO Reports Native American Schooling Options Limited

Texas Attorney General's Office

Texas Secretary of State

U.S. Attorney's Office

U.S. Customs and Border Protection

U.S. Department of Education

U.S. Department of Health and Human Services

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of Transportation

U.S. Department of the Interior

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. House of Representatives

U.S. Senate

U.S. Supreme Court

World Trade Organization

The U.S. Government Accountability Office has found that Native American children are often not provided with options when it comes to their choice of school, with a report released this week finding that public schools were the only option in many school districts with at least 25 percent Native enrollment.

[Read full article »](#)

Tribes Fight Commercial Gambling Expansion In Connecticut

The tribes behind Connecticut's Mohegan Sun and Foxwoods casinos have threatened to shut the state out of millions of dollars in slot machine revenue should lawmakers open the door to commercial casino operators rather than advancing their joint gambling project, according to media reports.

[Read full article »](#)

TELECOMMUNICATIONS

FCC Defends \$6B Dish Network License Change At DC Circ.

The D.C. Circuit shouldn't touch a Federal Communications Commission ruling reworking Dish Network's licenses to allow the company increased use of its swath of the spectrum, even though it boosted the value of the satellite company's licenses by as much as \$6 billion, the agency told the court.

[Read full article »](#)

Map Coverage Claims Irrelevant To Merger, T-Mobile Says

T-Mobile told the Federal Communications Commission on Tuesday that the Rural Wireless Association has been falsely accusing the mobile giant of fudging its 4G coverage maps in irrelevant proceedings, such as the Sprint-T-Mobile merger.

[Read full article »](#)

Clyburn Teams Up With Incompas On Hill Messaging Effort

Former FCC Commissioner Mignon Clyburn announced Wednesday that she will be a spokesperson for trade group Incompas in a new initiative to convey the importance of competitive broadband networks to Congress, saying the contractor position does not conflict with her work on the proposed Sprint-T-Mobile merger.

[Read full article »](#)

Akin Gump Calls For FCC Guidance On Junk Fax Liability

Akin Gump Strauss Hauer & Feld LLP has urged the Federal Communications Commission to shed more light on an order the agency issued surrounding liability in consumer litigation over junk faxes, as the firm said an exemption the commission touched on in that publication could shield innocent advertisers from misdirected allegations.

[Read full article »](#)

EXPERT ANALYSIS

What To Know About NY's New Rules For Selling Annuities

Attorneys at Eversheds Sutherland explain how broker-dealers selling annuity products and life insurance in New York can comply with the state's new best interest requirements, which will take effect in August this year.

[Read full article »](#)

Takeaways From AT&T-Time Warner Merger Win

While the D.C. Circuit's decision this week in U.S. v. AT&T will not make it more or less

difficult for the government to challenge future vertical transactions, the opinion discusses several important principles related to vertical merger enforcement, say Joel Grosberg and Matt Evola of McDermott Will & Emery LLP.

[Read full article »](#)

Banks Should Prepare For Federal Marijuana Legalization

As federal marijuana legalization grows more likely, the industry will transition from a mostly cash-based business to one that must operate within a closely scrutinized financial system. Now is the perfect time for banks to assess how to begin providing services, says Lisa Silverman of K2 Intelligence LLC.

[Read full article »](#)

LEGAL INDUSTRY

Want A New Job? Firm Talent Drain Creates Opportunities

Recruiting qualified legal talent across all job categories is the No. 1 practice management concern for law firms amid a “talent shortage,” according to the results of a survey released Wednesday.

[Read full article »](#)

CBS Top Atty Resigns, Latest Executive To Exit

CBS Corp.’s top attorney will be leaving the company at the end of the week, the latest of several executive departures and a move that comes amid high-profile legal trouble for the company.

[Read full article »](#)

Interview

Law Firm Leaders: Eversheds Sutherland US' Wasserman

Mark Wasserman, managing partner of Eversheds Sutherland US, spoke to Law360 recently about the outcomes of the firm’s two-year-old trans-Atlantic combination, its plans for future growth and the changing business of law.

[Read full article »](#)

Ocwen Names New GC Amid Ongoing Legal Headaches

Ocwen Financial Corp. has promoted an in-house attorney to be its next general counsel, the financial services holding company announced Wednesday, as it continues to battle a series of legal headaches related to past compliance issues.

[Read full article »](#)

For-Profit Law School Drops Suit Against The ABA

For-profit law school Florida Coastal School of Law has agreed to drop its suit against the American Bar Association over the association’s finding that the school was not in compliance with its standards for law schools.

[Read full article »](#)

The Top In-House Hires Of February

The notable legal department hires and promotions of February included appointments at Tesla, the American Red Cross, United Airlines and Herman Miller. Here, Law360 looks at these and some of the other top in-house announcements from the month.

[Read full article »](#)

3 Firms, London Exchange Pour \$20M Into UK Fintech Co.

Financial technology firm Nivaura on Wednesday said a funding round led by the London Stock Exchange Group and including Orrick Herrington & Sutcliffe LLP, Allen &

Overy LLP and Linklaters LLP brought in \$20 million, as the company ramps up its capital markets-focused automation and process management platform.

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Chicago, Illinois

Litigation Associate (Labor & Employment)

Howard & Howard
Chicago, Illinois

Pro Bono Fellowship: Any McCarter & English Office

McCarter & English, LLP
Newark, New Jersey

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Altshuler Berzon LLP

Cooley

Eversheds Sutherland

Allen & Overy

Arnold & Porter

Baker Botts

Bernstein Litowitz

Bingham McCutchen

Bona Law PC

Bruce S. Rogow PA

Buschel & Gibbons

Charny & Wheeler

Cohen Milstein

Coudert Brothers

Covington & Burling

Davis Polk

Debevoise & Plimpton

Dickstein Shapiro

Eisner & Associates

Fletcher Heald

Foley & Lardner

Fragomen Del Rey

Greenberg Traurig

Halloran Farkas

Hogan Lovells

Hyman Phelps

Immigrant Advocacy & Litigation Center

Jomarron Lopez

K&L Gates

Kirkland & Ellis

Kramer Levin

Lane Powell

Lightfoot Franklin

Linklaters

McDermott Will

Miller & Chevalier
Morgan Lewis
Nichols Kaster
O'Melveny & Myers
Orrick Herrington
Pepper Hamilton
Quinn Emanuel
Saul Ewing
Schwerin Campbell
Sidley Austin
Stinson Leonard
Todd & Weld
Williams & Connolly
WilmerHale

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Twitter Inc.
AT&T Inc.
Comcast Corp.
Delta Air Lines Inc.
NBCUniversal Inc.
Netflix Inc.
Ocwen Financial Corporation
T-Mobile USA Inc.
The DIRECTV Group, Inc.
United Continental Holdings Inc.
Allergan PLC
Alliance Defending Freedom
Alliantgroup LP
Alvarez & Marsal LLC
Amazon.com Inc.
American Civil Liberties Union
American Federation of State, County and Municipal Employees
American Institute of Certified Public Accountants
American Red Cross
Aramark Corp.
Asian American Center for Advancing Justice
Boston Red Sox
Burlington Stores Inc.
C Spire Wireless Inc.
CBS Corporation
Cable News Network Inc.
Caesars Entertainment Inc.
California Rural Legal Assistance Foundation Inc.
Center for Biological Diversity
Chevron Corp.
Conference of State Bank Supervisors
Cornerstone Research Inc.
Crown Castle International Corp.

DISH Network Corporation
Dell Technologies Inc.
Deutsche Bank AG
DraftKings Inc.
Dynegy Inc.
Facebook
FedEx Corp.
Financial Industry Regulatory Authority Inc.
Gallup Inc.
General Motors
Google Inc.
Herman Miller Inc.
Huawei Technologies
Hulu LLC
Indivior PLC
Juul Labs
K2 Intelligence LLC
Kinder Morgan Inc.
LinkedIn Corp.
London Stock Exchange Group PLC
MGM Resorts International
Marvel Entertainment LLC
Mexican American Legal Defense and Education Fund
Mohegan Sun
Morgans Hotel Group Co.
National Employment Law Project
National Hockey League
National Immigration Law Center
National Right to Work Legal Defense Foundation
Northeastern University
PG&E Corporation
Petrobras
Pittsburgh Penguins
Public Knowledge
Reliant Energy Retail Holdings LLC
RingCentral Inc.
Robert Half International Inc.
Scientific Games Corp.
Service Employees International Union
Target Corp.
Tesla Inc.
Teva Pharmaceutical Industries Limited
Tidewater, Inc.
Trulia Inc.
Turner Broadcasting System Inc.
U.S. Chamber of Commerce
Vistra Energy Corp.
Wal-Mart Stores Inc.
ZTE Corp.

U.S. Department of Justice
U.S. Supreme Court
U.S. Department of the Treasury
Federal Communications Commission
Internal Revenue Service
Securities and Exchange Commission
Federal Trade Commission
European Union
Executive Office of the President
New York State Department of Financial Services
Office of the Comptroller of the Currency
U.S. Department of Education
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. House of Representatives
U.S. Senate
Bureau of Citizenship and Immigration Services
California Supreme Court
Congressional Research Service
Consumer Financial Protection Bureau
Delaware Court of Chancery
Department of Commerce
Employment and Training Administration
Equal Employment Opportunity Commission
Federal Aviation Administration
Federal Deposit Insurance Corp.
Federal Mine Safety and Health Review Commission
Federal Reserve System
Financial Crimes Enforcement Network
Fish and Wildlife Service
Food and Drug Administration
Government Accountability Office
Health Resources and Services Administration
Mashantucket Pequot Tribal Nation
National Credit Union Administration
National Labor Relations Board
Pennsylvania Supreme Court
Texas Attorney General's Office
Texas Secretary of State
U.S. Attorney's Office
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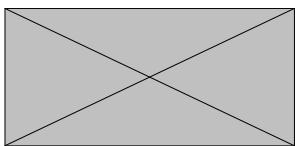
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Mon 2/4/2019 8:25:36 AM
Subject: Amid Mexican Border Standoff, Trump To Offer 'Path Forward'



PUBLIC POLICY.

Monday, February 4, 2019

TOP NEWS

Amid Mexican Border Standoff, Trump To Offer 'Path Forward'

President Donald Trump intends to offer a bipartisan tone during his State of the Union address Tuesday, one senior administration official said Friday, but it's not certain there will be a change from the months of partisan combat he's engaged in over government spending. [Read full article »](#)

Fearing Roger Stone Media Storm, Judge Eyes Gag Order

Worried that a media feeding frenzy could taint a rapidly thinning pool of unbiased jurors in Roger Stone's upcoming trial, a D.C. federal judge Friday floated a possible gag order so it doesn't end up "like a book tour." [Read full article »](#)

Analysis

US Oil Sanctions Make Venezuela A Compliance Minefield

President Donald Trump's sanction of Venezuela's state-run oil giant marks an aggressive turn in the administration's bid to force a regime change in the embattled nation and figures to cause significant discomfort for U.S. refiners in the meantime. [Read full article »](#)

Judge Bars DOD Security Checks On Foreign-Born Recruits

A Washington federal judge permanently barred the U.S. Department of Defense from requiring only foreign-born recruits who had joined the military through a particular program to undergo regular security checks and continuous monitoring to ensure their security clearance eligibility, finding that the practice unlawfully discriminated against them. [Read full article »](#)

IN DEPTH

Feature

As Puerto Rico Recovers, Courts Heed Lessons Of Disaster

When Puerto Rico plunged into darkness in September 2017, the island's courts rallied to reopen and re-establish a pillar of the community. More than a year later, judicial officials are still surveying the damage. (This article is part of a series on how the island's legal industry is rebuilding after Hurricane Maria.) [Read full article »](#)

BANKING & SECURITIES

Analysis

Colorado Could Carve Smoother Path For Digital Tokens

The Colorado Senate's recent passage of a law that exempts digital tokens that are

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Dechert
Duane Morris
Eversheds Sutherland
Fine Kaplan
Foley & Lardner
Fox Rothschild
Geyser PC
Gibson Dunn
Goldstein & Russell
Greenberg Traurig
Halloran Farkas
Harris Wiltshire
Hodgson Russ
Hogan Lovells
Hunton Andrews Kurth
Jenner & Block
Jones Day
K&L Gates

sold to consumers rather than investors from being deemed securities could bode well for certain blockchain technology startups seeking clearer regulatory paths elsewhere. [Read full article »](#)

ENERGY & ENVIRONMENTAL

Kids Can't Sue US Over Global Warming, 9th Circ. Told

The federal government on Friday asked the Ninth Circuit to sink a "misguided" lawsuit brought by young people who say federal policies exacerbate climate change, arguing the U.S. government can't be liable for flooding or drought caused by a global phenomenon. [Read full article »](#)

Citgo Denies Bankruptcy Rumor In Wake Of WSJ Report

Citgo Petroleum Corp., a Houston-based oil refiner owned by Venezuela's state oil giant, said Friday it "has no intention of entering into bankruptcy proceedings" after the Wall Street Journal reported the company is considering that option amid Venezuela's political power crisis and U.S. sanctions. [Read full article »](#)

HEALTH & LIFE SCIENCES

Purdue Brass 'Milked' \$4B From Opioid Addiction: Mass AG

Purdue Pharma LP's controlling Sackler family paid itself \$4.2 billion in opioid money over 10 years as the company aggressively pushed sales and then tried to use its knowledge of addiction to expand into the treatment market, according to newly public allegations in a suit brought by the Massachusetts attorney general. [Read full article »](#)

Trump's ACA Hatred Isn't Basis To Sue, Judge Rules

A Maryland federal judge on Friday tossed the state's lawsuit aimed at guaranteeing continued enforcement of the Affordable Care Act, saying that President Donald Trump's "profound disdain" for the ACA doesn't mean he's about to halt the law's operations. [Read full article »](#)

AGs Want To Unlock Redacted Generic Price-Fixing Complaint

A group of state attorneys general and others accusing generic-drug makers of conspiring to fix prices for their products told a Pennsylvania federal judge on Friday that the public importance of the litigation warranted their previously redacted complaint being unsealed in full. [Read full article »](#)

IP & TECHNOLOGY

Industry Groups Urge USPTO To Defy Delrahim On SEPs

Groups representing the technology, car and retail industries urged the heads of the U.S. Patent and Trademark Office and U.S. Department of Commerce on Thursday to keep supporting standard-essential patent policies the U.S. Department of Justice's antitrust chief recently rebuffed. [Read full article »](#)

Gas Co. Asks Justices To Enshrine PTAB Timeliness Orders

The Federal Circuit erred by holding that parties may appeal decisions by the Patent Trial and Appeal Board on the timeliness of inter partes review petitions, a Georgia-based utility company has told the U.S. Supreme Court in urging it to intervene. [Read full article »](#)

TRANSPORTATION & INFRASTRUCTURE

FCC Told GM's Ride-Hailing App Lacks Accessibility

A slew of communications accessibility groups have told the Federal Communications Commission that General Motors should not be allowed to walk back the minimum

Kasowitz Benson

Kelley Drye

Kenny Nachwalter

King & Spalding

Kirkland & Ellis

Kurzban Kurzban

Latham & Watkins

LeClairRyan

Lowenstein Sandler

Mayer Brown

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Allergan PLC

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American Bar Association

American Enterprise Institute

level of accessibility in its ride-hailing service, arguing that this would make it less accessible for people with disabilities. [Read full article »](#)

REAL ESTATE

Idaho Sen. Unveils Outline For Housing Finance Reform

The chair of the Senate Banking Committee rolled out an outline on Friday for a broad legislative revamp of the U.S. housing finance system, laying down a potential path forward for Congress on a long-elusive policy goal as the Trump administration works on its own reform roadmap. [Read full article »](#)

EMPLOYMENT

DOL Auditor Probing Teen Work, Tip Pool Rulemaking Process

The U.S. Department of Labor's internal auditing office is probing how the agency came up with two recent proposals to limit employers' use of tip pools and the work teenagers can perform in nursing homes and hospitals, as well as the agency's broader rulemaking process. [Read full article »](#)

PRODUCT LIABILITY

Reps. Urge FDA To Crack Down On Non-Dairy 'Milk' Labeling

A bipartisan group of freshmen Congress members on Thursday pushed the U.S. Food and Drug Administration to make it clear that the term "milk" shouldn't be used on beverages that don't contain dairy. [Read full article »](#)

GOVERNMENT CONTRACTS

No Dismissal Of NYC Contract Fraud, Straw Donor Cases

A major donor to New York City politicians and others accused of cheating to win city contracts and of siphoning money to campaigns through straw donors failed to convince a judge to spike the cases against them on Friday, but the judge expressed concerns over search warrants. [Read full article »](#)

INTERNATIONAL TRADE

Dem Sens. To Mnuchin: Be Aggressive In China Trade Talks

U.S. Senate Democrats in a letter Friday urged U.S. Department of the Treasury Secretary Steven Mnuchin to maintain a hard-line approach in ongoing trade negotiations with China, saying that allowing Beijing to get away with "predatory" trade practices will hurt the American economy in the long run. [Read full article »](#)

TAX

Analysis

Indirect Investors May Lose Out Under New Pass-Through Regs

Investors who use regulated investment companies to own interests in multiple publicly traded partnerships could lose out on an attractive 20 percent deduction Congress recently enacted if the IRS decides they may have an unfair advantage over direct investors. [Read full article »](#)

Emulation Could Lead To Int'l Tax Coordination, Panelists Say

Moves by individual governments to copy tax policies that work for other countries may lead to more coordination within the international tax system than multilateral efforts such as those at the European Union and the OECD, tax specialists said Friday. [Read](#)

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Association of Corporate Counsel

Aurobindo Pharma Limited

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Bayer AG

Bristol-Myers Squibb Co.

Broadcom Ltd.

Business Insider Inc.

CITGO Petroleum Corp.

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[full article »](#)

IMMIGRATION

Immigration Bills: Terminating EB-5, Defunding Muslim Ban

Several immigration-related bills have been unveiled over the last month, including legislation by Rep. Steve King, R-Iowa, that takes another whack at terminating the EB-5 investor visa program, amends part of the Immigration and Nationality Act to include aiding terrorists as grounds for relinquishing U.S. citizenship, and more. [Read full article »](#)

Your Money Is Good Here, Judge Tells EB-5 Visa Seeker

A Chinese citizen's investment of loan proceeds in the U.S. counts as a cash investment that can qualify her for the EB-5 visa program, a D.C. federal judge has ruled, rejecting the federal government's stance that money from a loan should be classified as debt rather than cash. [Read full article »](#)

DHS Slaps Ghana With Visa Sanctions

The U.S. Department of Homeland Security on Thursday announced it will impose visa sanctions on Ghana as a result of the country's failure to accept its citizens who had been deported from the U.S. [Read full article »](#)

NATIVE AMERICAN

BNSF Tells 9th Circ. That Tribe Can't Restrict Right Of Way

BNSF Railway Co. has urged the Ninth Circuit to reverse a lower court holding in favor of the Swinomish Indian Tribal Community in the tribe's suit over the shipping of crude oil across reservation land, saying the tribe is seeking to "nullify" key parts of the Interstate Commerce Commission Termination Act. [Read full article »](#)

Conn. Lawmakers Propose Bill Seen To Support MGM Casino

State lawmakers representing Bridgeport, Connecticut, have proposed creating a gaming commission to oversee competitive bidding for licenses to build casinos in a move that reportedly favors MGM Resorts International's efforts to build a casino resort along that city's waterfront. [Read full article »](#)

TELECOMMUNICATIONS

DC Circ. Rips FCC, Axes Tribal Lifeline Subsidy Limits

The D.C. Circuit on Friday threw out an FCC order that placed limits on subsidies for wireless resellers and consumers in the Tribal Lifeline phone and internet program, slamming the agency for a lack of evidence supporting the changes and failing to come to grips with their impact on Native Americans. [Read full article »](#)

DC Circ. Judges Hammer At FCC's Thinking On Net Neutrality

The Federal Communications Commission's interpretation of the way the web works drew sharp questions from D.C. Circuit judges Friday as the agency defended its rollback of net neutrality regulations. [Read full article »](#)

EXPERT ANALYSIS

A Year Of The Granston Memo Policy In Practice

In January 2018, the Granston memo advised U.S. Department of Justice attorneys to seek dismissal of certain whistleblower actions brought under the False Claims Act, raising questions about the policy's effect on the future of FCA litigation. One year later, answers are beginning to emerge, say Jaime Jones and Naomi Igla at Sidley Austin LLP. [Read full article »](#)

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Food and Drug Administration

Internal Revenue Service

Maryland Attorney General's Office

Mashantucket Pequot Tribal Nation

Mohegan Tribe

NAFTA

New York City Housing Authority

New York State Tax Appeals and Tax Appeals Tribunal

Office of the Comptroller of the Currency

NY Tax Minutes: Wayfair, Executive Budget, Goldman Offshore

Timothy Noonan and K. Craig Reilly of Hodgson Russ LLP cover New York's underwhelming response to the South Dakota v. Wayfair Inc. sales and use tax nexus ruling, the tax proposals from the 2020 governor's budget, and two recent cases from the Tax Appeals Tribunals. [Read full article »](#)

Keeping PR Strategy Communications Privileged: Part 1

Companies faced with high-profile litigation often turn to public relations firms to help defend their reputations and maintain shareholder confidence. But recent cases are a reminder that internal PR firm documents face uncertain privilege protection, even when those documents are generated in support of a broader legal strategy, says Jeffrey Schomig of WilmerHale. [Read full article »](#)

LEGAL INDUSTRY

What Millennial Attorneys Want Out Of Their Law Office

Millennial attorneys are looking for many of the same qualities in their workplace as their generational cohorts in other industries — with one key exception in work spaces, according to a report released this week. [Read full article »](#)

Legal Sector Jobs Stagnate In January

The number of jobs in the legal sector did not budge during the first month of 2019, remaining static at just over 1 million even as the total number of nonagricultural jobs in the U.S. grew by 300,000 during the same period, a Friday report found. [Read full article »](#)

BigLaw Sees Revenue Growth Hit 10-Year High In 2018

The legal industry thrived in 2018, with growth in revenue, net income and profits per partner the highest they've been in a decade, according to a survey released this week by Wells Fargo Private Bank's legal specialty group. [Read full article »](#)

Porter Wright Expands To Chicago With Butler Rubin Merger

Ohio-based Porter Wright Morris & Arthur LLP has merged with Chicago firm Butler Rubin Saltarelli & Boyd LLP, the firms announced Thursday. [Read full article »](#)

GC Cheat Sheet: The Hottest Corporate News Of The Week

More than 170 top corporate lawyers called on firms to diversify their partnership classes or lose their business, and panelists at a conference urged traditional shops to seriously acknowledge and embrace the changes happening around them — such as the Big Four accounting firms' legal inroads — or risk being left behind. These are some of the stories in corporate legal news you may have missed in the past week. [Read full article »](#)

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. [Read full article »](#)

Podcast

Law360's Pro Say: No Country For Old Lawyers

As baby boomer attorneys who hung their shingles in small towns around the country retire, fewer and fewer new lawyers are willing to replace them, leaving many residents with limited or even no access to legal help. Law360 editor Jack Karp wrote about the issue this week for our Access to Justice newsletter, and stops by the Pro Say podcast to discuss these legal deserts. [Read full article »](#)

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Evenflo Co. Inc.
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General Motors
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Goldman Sachs Group Inc.
HAKS Engineers and Land Surveyors PC
Instagram Inc.
Intel Corp.
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Investment Company Institute
KPMG International
Lannett Company, Inc
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Marriott International Inc.
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Connecticut Attorney General's Office
Connecticut General Assembly
Crow Creek Sioux Tribe
Department of Commerce
European Union
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Federal Housing Finance Agency
Food and Drug Administration
Internal Revenue Service
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Mashantucket Pequot Tribal Nation
Mohegan Tribe
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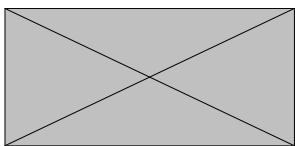
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 3/20/2019 8:21:27 AM
Subject: 9th Circ. Picks Leaving Lucrative Partnerships For Bench



PUBLIC POLICY.

Wednesday, March 20, 2019

TOP NEWS

9th Circ. Picks Leaving Lucrative Partnerships For Bench

President Donald Trump's choices for two Ninth Circuit vacancies are leaving lucrative partnerships at major law firms to join the appellate bench, according to financial disclosures released by the Senate Judiciary Committee.

[Read full article »](#)

Analysis

Gorsuch, Ginsburg Strike Rare Accord In Tribal Tax Case

Tuesday's U.S. Supreme Court ruling on whether a Native American company should be required to pay a Washington state fuel tax featured a rare agreement between justices who have often locked horns, with Justice Ruth Bader Ginsburg ditching her liberal colleagues and joining a concurrence by Justice Neil Gorsuch.

[Read full article »](#)

Analysis

Trimmed Internet Of Things Bill Could Still Carry Weight

New scaled-down legislation to create federal security standards for the mushrooming sphere of internet-connected devices could have a major impact on businesses even after industry-friendly changes, attorneys say.

[Read full article »](#)

Analysis

Justices Leave Room To Challenge Immigrant Detention Law

The U.S. Supreme Court on Tuesday appeared to leave the door open to further challenges on constitutional grounds to a statute requiring the government to arrest and detain immigrants who have certain criminal convictions without bond hearings, immigration scholars said.

[Read full article »](#)

Justices Rule Some Immigrants Not Entitled To Bond Hearings

The U.S. Supreme Court on Tuesday ruled that certain immigrants do not have a right to a bond hearing even if they were not immediately detained following their release from criminal custody.

[Read full article »](#)

Analysis

Boeing, FAA Both Under Scrutiny In Twin Federal Probes

The U.S. Departments of Justice and Transportation are scrutinizing the development and federal approval of the now-grounded Boeing 737 MAX jet in rare simultaneous investigations that experts say will add to the aerospace company's mounting legal

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LeClairRyan
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IN-DEPTH

Feature

From Showdowns To Hotlines, Frazzled Judges Get Creative

Using magistrate hotlines, “showdown” hearings and extra mediation, many courts with heavy dockets have pioneered methods for moving cases along. But not every program succeeds, and the techniques have their detractors. (This article is part of a series on the lack of new judgeships in the federal judiciary).

[Read full article »](#)

Graphic

‘In A Timely Manner’: Three Decades Of Judgeship Bills

Partisanship has played a large role in the small passage rate of new judgeship bills since 1990. New judgeships create new vacancies, and neither party wants to give the other the opportunity to fill them. (This article is part of a series on the lack of new judgeships in the federal judiciary).

[Read full article »](#)

BANKING & SECURITIES

Dem State AGs Threaten Action Over CFPB Payday Rule Delay

Democratic attorneys general from New York, California, Massachusetts and more than 20 other states have warned the Consumer Financial Protection Bureau that they will “consider taking legal action” if the agency presses ahead with its bid to delay the compliance date for the payday lending underwriting standards that it has proposed scrapping.

[Read full article »](#)

ENERGY & ENVIRONMENTAL

Enviros, Dems Criticize EPA New Plant Rule In Comments

Green groups and Democratic politicians are criticizing the U.S. Environmental Protection Agency’s proposal to replace an Obama-era rule regulating new and modified power plants’ carbon emissions as inadequately protective of human health and the environment.

[Read full article »](#)

Forest Service Sued Over Logging In Mont. Wilderness

A hunters group filed suit Tuesday in Montana federal court against the U.S. Forest Service accusing it of bypassing requirements in the National Forest Management Act and other laws when it approved logging in parts of Helena National Forest.

[Read full article »](#)

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CLV000069

Energy Firms Fight Redo Of Puerto Rico MTBE Rulings

Oil companies Shell and Total are fighting Puerto Rico's bid to expand its claims that the firms contaminated groundwater and soil through a chemical in their gasoline, arguing Tuesday that the commonwealth can't upend years-old rulings from a multidistrict litigation court that narrowed the suit.

[Read full article »](#)

LIFE SCIENCES

Athenex Says FDA Wrongly Policing Practice Of Medicine

Athenex Inc. asked a D.C. federal judge for a quick win in its suit over the U.S. Food and Drug Administration's finding that there isn't a clinical need for a drug product containing the hormone vasopressin, arguing that the agency is improperly regulating the practice of medicine.

[Read full article »](#)

TRANSPORTATION & INFRASTRUCTURE

On Heels Of Boeing Crash, Trump Taps Ex-Delta VP For FAA

A week and a half after the Ethiopian Airlines crash that took 157 lives, President Donald Trump said he planned to nominate a former Delta Air Lines senior vice president to fill the long-vacant role of Federal Aviation Administration chief.

[Read full article »](#)

EMPLOYMENT

EEOC Has Until April 3 To Explain Slow Pay Survey Rollout

The Washington, D.C., federal judge who ordered the U.S. Equal Employment Opportunity Commission to reinstate its employer pay data survey has given the agency until April 3 to say how it will implement her order, a spokeswoman for the plaintiffs' attorneys said Tuesday.

[Read full article »](#)

Challenge To Minimum Wage For H-2A Farmworkers Tossed

A D.C. federal judge has thrown out a farm group's challenge to the U.S. Department of Labor's minimum wage requirements for migrant agricultural workers on H-2A visas, finding Monday that the lawsuit had been filed too late.

[Read full article »](#)

Ending Bias A Priority For Judiciary, Calif. Top Judge Says

California Supreme Court Chief Justice Tani Cantil-Sakauye used her annual State of the Judiciary speech on Tuesday to highlight the problem of discrimination and sexual harassment in the justice system, calling for a more accessible and equitable judicial branch.

[Read full article »](#)

DHS Worker Claims Retaliation After Mishandled Bomb Report

A bomb appraisal officer hit the U.S. Department of Homeland Security with a whistleblower lawsuit in Florida federal court Monday, claiming he was retaliated against and harassed for years after reporting that a supervisor allowed the loading of improvised explosive devices onto a passenger airplane.

[Read full article »](#)

Frontier Communications Corp.

Google Inc.

Home Depot Inc.

Immigrant Defense Project

Immigrant Legal Resource Center

Instagram Inc.

International Business Machines Corp.

Kudelski Group

LafargeHolcim Ltd.

McGuireWoods Consulting LLC

Mercedes-Benz

Microsoft Corporation

National Center for Lesbian Rights

National Rural Electric Cooperative Association

National Women's Law Center

New York Times Co.

New York University

North American Coal Corp.

Par Pharmaceutical Companies, Inc.

Public Knowledge

Royal Dutch Shell PLC

S.A.C. Capital Advisors LP

Sinclair Broadcast Group Inc.

TOTAL SA

Takata Corp.

TechFreedom

Texas RioGrande Legal Aid Inc.

The Boeing Company

Tribune Media Co.

Trump Organization Inc.

Twitter Inc.

United Farm Workers

Volkswagen

Vox Media Inc.

Wells Fargo & Co.

GOVERNMENT AGENCIES

California Supreme Court

Central Intelligence Agency

Competition and Markets Authority

Confederated Tribes and Bands of the Yakama Nation

Consumer Financial Protection Bureau

Equal Employment Opportunity Commission

European Commission

European Union

Executive Office of the President

Federal Aviation Administration

COMPETITION

Google's Browser Poll Of Android Users Meant To Assuage EU

Google Inc. said Tuesday it plans to ask European Android users what browser and search engines they prefer, a concession to European Union antitrust regulators that have in the past couple years fined the company a combined €6.76 billion.

[Read full article »](#)

Europe Launches Online Cartel Whistleblowing Tool

The European Commission announced Tuesday that it was launching a new online program that will make it easier for companies and legal representatives to submit documents and blow the whistle on cartel cases.

[Read full article »](#)

Top House Antitrust Dem Calls For Facebook Probe

The head of the House antitrust subcommittee on Tuesday called for the Federal Trade Commission to investigate Facebook over allegations that it has abused a monopoly position to undermine competition.

[Read full article »](#)

La. Appraisers Board Says 5th Circ. Got FTC Case Wrong

The Louisiana Real Estate Appraisers Board is urging the full Fifth Circuit to rethink a panel decision upholding the Federal Trade Commission's antitrust enforcement action against the board's fee rules, arguing the judges went against precedent.

[Read full article »](#)

Nexstar-Tribune Will Make 'Broadcast Colossus,' FCC Told

Cable provider Frontier Communications Corp., satellite programmer Dish Network Corp. and a handful of advocacy groups have filed petitions asking the Federal Communications Commission to halt the proposed Nexstar-Tribune broadcast merger, saying it will ratchet up programming prices and give birth to a "broadcast colossus."

[Read full article »](#)

CYBERSECURITY & PRIVACY

Congress Urged To Scrap NSA Phone Spying Program

More than three dozen civil liberties groups are calling on Congress to officially end a controversial National Security Agency surveillance program that is set to expire at the end of the year, arguing that efforts to scale back the bulk collection of Americans' phone records have missed their mark.

[Read full article »](#)

AEROSPACE & DEFENSE

DOD Still Can't Implement 'Transgender Ban,' Judge Rules

A D.C. federal judge told the government Tuesday that it can't implement its contentious military transgender policy even though other courts have lifted an injunction against it, because the plaintiffs that challenged the ban in Washington, D.C., still have time to ask for a rehearing.

[Read full article »](#)

Federal Communications Commission

Federal Reserve Bank of New York

Federal Reserve System

Federal Trade Commission

Food and Drug Administration

Indian Arts and Crafts Board

Judicial Conference of the United States

NAFTA

National Institute of Standards and Technology

National Security Agency

Navajo Nation

Powhatan Renape Nation

Small Business Administration

Transportation Security Administration

U.S. Air Force

U.S. Attorney's Office

U.S. Department of Agriculture

U.S. Department of Defense

U.S. Department of Health and Human Services

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of Labor

U.S. Environmental Protection Agency

U.S. Forest Service

U.S. House of Representatives

U.S. Immigration and Customs Enforcement

U.S. Senate

U.S. Supreme Court

United States District Court for the Eastern District of Pennsylvania

Washington State Department of Licensing

World Trade Organization

INTERNATIONAL TRADE

Trump Sees Crucial Trade Ally In Brazil's Bolsonaro

President Donald Trump on Tuesday said he hopes to forge a closer relationship with Brazil under the leadership of President Jair Bolsonaro, saying he will look to cooperate with the newly elected leader on Venezuela sanctions, agricultural market access and space projects.

[Read full article »](#)

IMMIGRATION

9th Circ. To Rethink Child Endangerment As Deportable Crime

The full Ninth Circuit agreed Monday to rethink a split panel decision that left in place a deportation order against a Mexican citizen and longtime U.S. resident who was convicted of child endangerment in California for driving under the influence with his unbuckled, but unharmed, son in the car.

[Read full article »](#)

NATIVE AMERICAN

2 NJ Tribes Get Recognition Reaffirmed By State

New Jersey has affirmed its official recognition of the Powhatan Renape Nation and the Ramapough Lenape Nation through settlement agreements that acknowledge the tribes have been recognized by the state since 1980, New Jersey Attorney General Gurbir S. Grewal said.

[Read full article »](#)

TELECOMMUNICATIONS

Wi-Fi Sharing Could Compromise Infrastructure, FCC Told

As the Federal Communications Commission considers opening up the 6 GHz spectrum band to relieve Wi-Fi congestion, some stakeholders have warned that a shared arrangement could compromise critical infrastructure communications, especially if amateur users are allowed to jump on the airwaves.

[Read full article »](#)

Fake PAC Man Used Beto Site To Fleec Donors, Feds Say

A California man was arrested Tuesday for what Manhattan federal prosecutors call a campaign of fraud that succeeded in pilfering \$250,000 from web surfers who thought they were supporting prominent politicians like Beto O'Rourke.

[Read full article »](#)

PEOPLE

Quinn Emanuel Partner Named Next Ambassador To Mexico

Quinn Emanuel Urquhart & Sullivan LLP appellate partner Christopher Landau has been tapped to serve as the next ambassador to Mexico, the White House said in a statement on Monday.

[Read full article »](#)

EXPERT ANALYSIS

Trump's NDA Use Raises 1st Amendment Questions

With respect to the First Amendment, the reported terms of President Donald Trump's nondisclosure agreements for White House staff do not conform with legal precedent because they extend past employees' service and do not narrowly target classified or confidential information, says Leonard Samuels of Berger Singerman LLP.

[Read full article »](#)

Opinion

Student Loan Repayment Relief Is Sound Fiscal Policy

Legislation currently making its way through Congress, expanding the tax exclusion for employer-provided educational assistance to include student loan payments, would assist millions of Americans with the cost of higher education and benefit the economy as a whole, says David Mark at LendKey Technologies Inc.

[Read full article »](#)

Series

Judging A Book: Bashant Reviews 'Doing Justice'

My initial reaction to "Doing Justice" was that author Preet Bharara may have bitten off more than he could chew — an accusation leveled against him when he served as U.S. attorney for the Southern District of New York — but I found the book full of helpful gems, says U.S. District Judge Cynthia Bashant of the Southern District of California.

[Read full article »](#)

LEGAL INDUSTRY

Dentons Can Practice In Hawaii, State Supreme Court Rules

Dentons can continue to practice law in Hawaii after a published decision from the state's Supreme Court shot down a challenge contending the firm cannot practice in the state unless every partner is licensed in Hawaii.

[Read full article »](#)

In-House Attys Tout Live Training In Proskauer #MeToo Survey

For in-house attorneys responsible for policing workplace behavior, live training with staff is by far the most effective way to reduce complaints, according to a new report released Tuesday from Proskauer Rose LLP, which encouraged general counsel to use that consensus to press for updated programs that truly engage workers.

[Read full article »](#)

2nd Circ. Rejects Reed Smith's Appeal In \$7M Fee Fight

The Second Circuit ruled Tuesday a New York federal judge was right to shut down Reed Smith LLP's \$6.75 million state court suit against Wohl & Fruchter LLP over \$27 million in class action fees, ruling the dispute should have been resolved when the district court evaluated the fee award.

[Read full article »](#)

Ex-MoFo Attys Fighting To Stay In Pregnancy Bias Suit

A pair of lawyers who earlier this year joined a \$100 million pregnancy bias class action against Morrison & Foerster LLP renewed their call Tuesday to a California federal court to stay in the case.

[Read full article »](#)

Attorneys Earn Judge's Ire, \$4.3M Fees In Drywall MDL

A Pennsylvania federal judge on Tuesday awarded more than \$4.3 million in fees and costs to attorneys representing indirect purchasers in long-running multidistrict litigation over alleged drywall price-fixing after criticizing their work settling their clients' claims in the suit.

[Read full article »](#)

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Chicago, Illinois

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CJ Lake LLC

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Covington & Burling

Crowell & Moring

Dechert

Dentons

Dickinson Wright

Eisinger Law Firm

Estrella LLC

Finkelstein Thompson

Foley Hoag

Gibson Dunn

Goldstein & Russell

Goldstein Law PLLC

Goodwin

Green & Noblin PC

Greenberg Traurig

Jenner & Block

Jomarron Lopez

Kelley Drye

Kenney Shelton

King & Spalding

Law Office of Richard S. Cornfeld

LeClairRyan

McConnell Valdes
McDermott Will
McGuireWoods
Miller Axline
Morrison & Foerster
Munger Tolles
Norton Rose Fulbright
O'Melveny & Myers
O'Neill & Borges
Paduano & Weintraub
Pietrantoni Mendez
Pomerantz LLP
Pritzker Levine
Proskauer Rose
Quinn Emanuel
Quiñones Law PLLC
Reed Smith
Safirstein Metcalf
Sanford Heisler Sharp
Sepulvado Maldonado
Siebman Forrest
Susman Godfrey
Tabet DiVito
Western Environmental Law Center
Windels Marx
Wohl & Fruchter

COMPANIES

Twitter Inc.
American Civil Liberties Union
Chevron Corp.
Delta Air Lines Inc.
Ethiopian Airlines Enterprise
Facebook
Google Inc.
Microsoft Corporation
New York University
The Boeing Company
Organisation for Economic Co-operation and Development
American Bankers Association
American Petroleum Institute Inc.
American Public Power Association
Apple Inc.
Associated Press
Athenex Inc.
Clean Air Task Force
Comcast Corp.
Competitive Enterprise Institute
Conservation Law Foundation
Consumer Bankers Association
DISH Network Corp.

Electronic Privacy Information Center
Endo International PLC
Federal Bar Association
Frontier Communications Corp.
Home Depot Inc.
Immigrant Defense Project
Immigrant Legal Resource Center
Instagrm Inc.
International Business Machines Corp.
Kudelski Group
LafargeHolcim Ltd.
McGuireWoods Consulting LLC
Mercedes-Benz
National Center for Lesbian Rights
National Rural Electric Cooperative Association
National Women's Law Center
New York Times Co.
North American Coal Corp.
Par Pharmaceutical Companies, Inc.
Public Knowledge
Royal Dutch Shell PLC
S.A.C. Capital Advisors LP
Sinclair Broadcast Group Inc.
TOTAL SA
Takata Corp.
TechFreedom
Texas RioGrande Legal Aid Inc.
Tribune Media Co.
Trump Organization Inc.
United Farm Workers
Volkswagen
Vox Media Inc.
Wells Fargo & Co.

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
European Commission
Federal Communications Commission
Federal Trade Commission
Federal Aviation Administration
U.S. Department of Homeland Security
U.S. Senate
California Supreme Court
Central Intelligence Agency
Competition and Markets Authority
Confederated Tribes and Bands of the Yakama Nation
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
European Union
Executive Office of the President

Federal Reserve Bank of New York
Federal Reserve System
Food and Drug Administration
Indian Arts and Crafts Board
Judicial Conference of the United States
NAFTA
National Institute of Standards and Technology
National Security Agency
Navajo Nation
Powhatan Renape Nation
Small Business Administration
Transportation Security Administration
U.S. Air Force
U.S. Attorney's Office
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Labor
U.S. Environmental Protection Agency
U.S. Forest Service
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
United States District Court for the Eastern District of Pennsylvania
Washington State Department of Licensing
World Trade Organization

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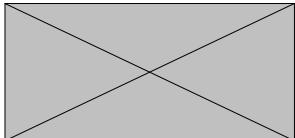
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 5/14/2019 7:44:08 AM
Subject: The Firms That Lost The Most Attorneys In 2018

EXTERNAL EMAIL



PUBLIC POLICY.

Tuesday, May 14, 2019

LAW360 400

The Firms That Lost The Most Attorneys In 2018

Among the firms that saw their head counts shrink the most in 2018, the losses were indicative of an aggressive lateral market, a shifting business strategy or very little at all in terms of the firm's overall performance, depending on whom you ask.

[Read full article »](#)

The Dangers Of BigLaw's Merger-Happy Growth Strategy

There are those who say large law firms can at times be like lemmings, playing a dangerous game of follow-the-leader with their peers. A record-breaking year for law firm mergers in 2018, which has driven drastic head count growth, is one example of that, some observers say.

[Read full article »](#)

Identity Politics: How Firms Seal The Deal After A Merger

As regional firms join forces with large national firms, they must decide how important it is to maintain those identities. Ultimately, choices on everything from the firm's name to local office culture must ensure old clients aren't left behind.

[Read full article »](#)

TOP NEWS

Breyer Says Court Conservatives Aren't Respecting Precedent

An alarmed Justice Stephen Breyer wondered Monday "which cases the Court will overrule next" after the U.S. Supreme Court's conservative majority overturned yet another long-standing precedent it disagreed with, this time in a tax case.

[Read full article »](#)

States Can't Be Sued In Other States' Courts, Justices Say

The U.S. Supreme Court on Monday said the California Franchise Tax Board can't be sued in another state's court, handing a victory to the agency that had sought for years to end the practice on sovereign immunity grounds.

[Listen to our new podcast here](#)

LAW FIRMS

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Akin Gump
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Blank Rome
Bradley Arant
Brinks Gilson & Lione
Clark Hill
Consovoy McCarthy
Cooley
Davis Polk
Davis Wright Tremaine
Debevoise & Plimpton
Dechert
Dickstein Shapiro
Duane Morris
Ferguson & Ferguson
FisherBroyles
Foley & Lardner
Fox Rothschild
GCA Law Partners
Galanda Broadman
Gibson Dunn
Greenberg Traurig
Harness Dickey
Holland & Knight
Honigman LLP

[Read full article »](#)

Trump Extends Asylum Restrictions For Another 90 Days

President Donald Trump issued a proclamation on Monday extending his so-called asylum ban for individuals who cross the U.S.-Mexico border outside of a designated port of entry, which would go into effect if a federal court injunction against the ban were to be lifted.

[Read full article »](#)

Apple Must Face App Store Class Action, Justices Say

Apple will have to face consumers accusing the company of monopolizing the iPhone app market after the U.S. Supreme Court held Monday that customers are direct purchasers able to pursue a proposed antitrust class action under federal law.

[Read full article »](#)

Trump Asks Judge To Reconsider Speeding Up Subpoena Suit

President Donald Trump on Monday protested a Washington, D.C., federal judge's plan to speed up his suit looking to block congressional access to his and his family's financial information, arguing the consolidation on short notice undermines his constitutional rights.

[Read full article »](#)

Trump Lays Groundwork For Tariffs On All Chinese Goods

The Trump administration continued to escalate its trade standoff with China late Monday as it proposed new tariffs on about \$300 billion worth of goods that would effectively apply a 25% levy on all goods shipped to the U.S. from China.

[Read full article »](#)

In Win For DOJ, Broadcaster Must Register As Foreign Agent

The U.S. Department of Justice on Monday applauded a federal judge's ruling finding Florida-based RM Broadcasting must register as an agent of a foreign principal due to a radio broadcast agreement with Russian state-owned media outlet Rossiya Segodnya, in the first such civil enforcement case since 1991.

[Read full article »](#)

BANKING & SECURITIES

CFPB Releases Plan For Multiyear Review Of Old Rules

The Consumer Financial Protection Bureau on Monday laid out how it will begin conducting required 10-year reviews of regulations it oversees to gauge whether they should be revised or even repealed, a process that's set to start with rules restricting banks' ability to charge overdraft fees.

[Read full article »](#)

Congress May Need To Weigh In On Unresolved Crypto Issues

Federal regulators will likely need Congress to resolve some large unanswered questions in the cryptocurrency space in order for the industry to move forward with regulatory clarity, experts said at a conference on Monday.

[Read full article »](#)

ENERGY & ENVIRONMENTAL

High Court Won't Take Challenge To Ore. Fuel Standards

Hunton Andrews Kurth

Husch Blackwell

Jeff Anderson & Associates PA

Jenner & Block

Jones Day

K&L Gates

Kasowitz Benson

Katten Muchin

Kellogg Hansen

Kilpatrick Townsend

Knobbe Martens

Latham & Watkins

Lathrop Gage

LeClairRyan

LegalForce RAPC Worldwide

Lucas Magazine

McDonald Carano

Michael Best

Modus Law

Morgan Lewis

Morvillo Abramowitz

Nelson Mullins

Panish Shea

Perkins Coie

Quinn Emanuel

Reed Smith

Schwegman Lundberg

Sidley Austin

Skadden

Squire Patton Boggs

Steptoe & Johnson LLP

Strasburger & Price

Ulmer & Berne

Venable LLP

WhatleyKallas

Williams & Connolly

WilmerHale

Winstead PC

Winston & Strawn

Wolf Haldenstein

Womble Bond Dickinson

COMPANIES

AAR Corp.

AIDS Healthcare Foundation Inc.

AT&T Inc.

Aetna Inc.

Allergan PLC

Altman Weil Inc.

American Civil Liberties Union

American Federation of State, County and Municipal Employees

The U.S. Supreme Court on Monday said it will not hear a challenge to Oregon's low-carbon fuel standards by energy and automotive trade groups, keeping in place a Ninth Circuit decision that rejected arguments claiming the rules inappropriately disfavored out-of-state fuel sources.

[Read full article »](#)

EPA Shreds Suit Challenging Ozone Rulings In DC Circ.

The U.S. Environmental Protection Agency on Friday urged the D.C. Circuit to dismiss claims it should have found larger areas in the Midwest and Southwest do not meet national ozone standards, saying courts have given the EPA "extreme" deference to make such determinations.

[Read full article »](#)

EPA Floats New Pesticide Risk Metric For Endangered Species

The U.S. Environmental Protection Agency on Friday proposed revisions to its method for evaluating appropriate pesticide use around endangered species, drawing immediate criticism about its impact on bees, butterflies and pollinator-dependent plants.

[Read full article »](#)

TRANSPORTATION & INFRASTRUCTURE

Amtrak Can't Have Total Rulemaking Power, High Court Told

Railroads told the U.S. Supreme Court Monday that preserving a railway performance standards statute improperly resets constitutional boundaries that let Congress give an entity regulatory power over its commercial rivals and it can't be allowed to stand.

[Read full article »](#)

INSURANCE

Dem AGs Say Feds Need To Clarify Requirements For AHPs

A dozen Democratic state attorneys general urged the U.S. secretary of labor on Monday to make clear that association health plans formed under a Trump administration rule that was gutted by a federal court in March must comply with the Affordable Care Act.

[Read full article »](#)

EMPLOYMENT

DOL Delays Deadlines For Joint Employer, OT Rate Feedback

The U.S. Department of Labor on Monday gave the public 15 more days to weigh in on plans to tighten its test for joint employer status and exclude certain perks from the formula employers use to calculate workers' overtime pay.

[Read full article »](#)

DC Circ. Not Sure Info Can Be Property In FCA Suit

A D.C. Circuit panel didn't seem ready Monday to buy into Kasowitz Benson's argument that information could be considered property for the purposes of the law firm's whistleblower lawsuit against four chemical companies.

[Read full article »](#)

COMPETITION

American Fuel & Petrochemical Manufacturers
American Medical Association Inc.
American Trucking Associations Inc.
Apple Inc.
Association of American Railroads
BASF SE
Blaqwell Inc.
CRST International Inc.
CVS Health Corp.
Cantor Fitzgerald
Capital One Financial Corp.
Center for Biological Diversity
Center for Constitutional Rights
Clean Air Task Force
Clearwire Corporation
Colorado Bar Association
Consumer Action
Covestro AG
Delaware State Bar Association
Deutsche Bank AG
Dow Chemical Co.
General Motors
Helmerich & Payne Inc.
Huawei Technologies
Jones Lang LaSalle Inc.
LegalZoom.com Inc.
Major League Baseball Inc.
Major Lindsey & Africa
Mazars USA LLP
Mylan NV
NFL Enterprises LLC
National Collegiate Athletic Association
National Parks Conservation Association
New Jersey Civil Justice Institute
New York Times Co.
NextEra Energy Inc.
Nintendo Co. Ltd.
Novartis AG
Pfizer Inc.
Planned Parenthood Federation
Platinum Partners LP
Sierra Club
Southern California Gas Co.
Southern Poverty Law Center
Spectrum Management Holding Co.
Sprint Nextel Corporation
T-Mobile USA Inc.

DOJ's CVS-Aetna Deal Set For Review, But Don't Call It A Trial

The U.S. Department of Justice deal clearing CVS' \$69 billion purchase of Aetna will be subjected to three days of live witness testimony next month in a scaled-down version of what a D.C. federal judge had indicated could be in store in the first-of-its-kind evidentiary proceeding.

[Read full article »](#)

UK Antitrust Watchdog Bans 3 Directors For Rigging Bids

Britain's competition watchdog has banned three former directors of office fit-out businesses from running companies after it found they were involved in rigging the price of approximately £19 million (\$25 million) in bids as part of a criminal cartel.

[Read full article »](#)

Teva A 'Consistent Participant' In Drug Price-Fixing, AGs Say

Teva Pharmaceuticals is at the center of a sprawling new lawsuit in Connecticut in which a coalition of 44 state attorneys general accuse the drugmaker and more than a dozen rivals of conspiring to keep generics prices artificially high.

[Read full article »](#)

DC Circ. Told FAA Stifling Competition On Airport Runways

The Federal Aviation Administration is stifling competition by allocating runway slots at New York City's major airports, a company that sells a plan for reducing runway congestion told a D.C. Circuit panel Monday.

[Read full article »](#)

PERSONAL INJURY

NJ Gov. Signs Bill Extending Time Limit For Sex Abuse Suits

People who have been sexually abused now have more time to file civil lawsuits in New Jersey under a new law signed Monday by Gov. Phil Murphy, a measure that comes amid the rising tide of claims against the Catholic Church.

[Read full article »](#)

GOVERNMENT CONTRACTS

NY Construction Boss Admits To Water Contract Bribery Plot

The former head of a New York-based construction and engineering firm and a fundraiser for New York City Mayor Bill de Blasio admitted Monday to bribing a city official in order to secure infrastructure contracts and using his employees to funnel straw donations to political campaigns.

[Read full article »](#)

INTERNATIONAL TRADE

China Makes Bid To Quell WTO's 'Existential Crisis'

The Chinese government on Monday took thinly veiled shots at the Trump administration's aggressive trade enforcement regime in a formal proposal it submitted outlining ideas for reforming the World Trade Organization in light of an "unprecedented existential crisis."

Teva Pharmaceutical Industries Ltd.

Trump Organization Inc.

Twitter Inc.

United States Telecom Association

UnitedLex Corp.

ViaSat, Inc.

Washington Mutual Inc.

Zappos.com Inc.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services

Bureau of Indian Affairs

California Franchise Tax Board

Competition and Markets Authority

Consumer Financial Protection Bureau

Executive Office of the President

Federal Aviation Administration

Federal Bureau of Investigation

Federal Communications Commission

Federal Election Commission

Federal Railroad Administration

Federal Reserve System

Fish and Wildlife Service

Illinois Supreme Court

Internal Revenue Service

National Marine Fisheries Service

National Railroad Passenger Corp.

Nevada Gaming Control Board

New York Attorney General's Office

Nooksack Indian Tribe

Office of the U.S. Trade Representative

Oklahoma Supreme Court

Oklahoma Tax Commission

Quinault Indian Nation

Samish Indian Nation

Securities and Exchange Commission

Seminole Tribe of Florida

U.S. Attorney's Office

U.S. Department of Agriculture

U.S. Department of Defense

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of Transportation

[Read full article »](#)

China Strikes Back At Trump With New Tariff Hikes

The Chinese government retaliated against the Trump administration's tariff hike with a duty increase of its own on Monday, increasing its levy on \$60 billion worth of U.S. goods and ramping up the ongoing trade dispute between the two economic powerhouses.

[Read full article »](#)

TAX

Justices Won't Review Okla. Gains Tax Deduction Law

The U.S. Supreme Court on Monday declined to hear a couple's challenge to an Oklahoma law that permits a tax deduction for capital gains from selling the stock of an in-state company but denies it for out-of-state companies.

[Read full article »](#)

IMMIGRATION

Former Immigration Judges Tear Into 'Shocking' EOIR Paper

Dozens of former immigration judges on Monday condemned a recent Executive Office of Immigration Review factsheet aiming to debunk what it referred to as immigration "myths," saying it perpetuates "wildly inaccurate and misleading information" and amounts to "propaganda."

[Read full article »](#)

NATIVE AMERICAN

Tribal Council Candidates Say DOI Can't Nix Election Fight

Four Nooksack tribal council candidates who sued over an allegedly fraudulent election pressed their bid for a quick win in Washington federal court Friday, saying they are properly challenging an unjustifiable policy change that led the U.S. Department of the Interior to rubber-stamp the results of the voting.

[Read full article »](#)

Wash. AG Raises Standard For Tribal Consent, Consultation

The Washington attorney general's office has adopted a new policy requiring that it get consent from Native American tribes before pursuing certain plans that affect them, and will hold off on filing lawsuits against tribes and their businesses until they've been given a chance to try to settle the dispute.

[Read full article »](#)

TELECOMMUNICATIONS

Top 3 Groups Lobbying The FCC

During the month of April, lobbyists representing major mobile carriers and a satellite provider asked the Federal Communications Commission to offer certainty in its auction results, increase access to shared spectrum and allow the combination of Sprint and T-Mobile.

[Read full article »](#)

[U.S. Department of the Interior](#)
[U.S. Department of the Treasury](#)
[U.S. Environmental Protection Agency](#)
[U.S. Immigration and Customs Enforcement](#)
[U.S. Senate](#)
[U.S. Supreme Court](#)
[United Nations](#)
[Wage and Hour Division](#)
[World Trade Organization](#)

Huawei Says Chinese Law Limits Network 'Cooperation'

There's no room under Chinese law for technology companies to spy on U.S. companies for state interests, Huawei Technologies Co. Ltd. insisted to the Federal Communications Commission, despite lawmakers' and regulators' concerns that the practice would be widespread if such companies become more integrated in domestic networks.

[Read full article »](#)

Sprint, T-Mobile Deal Risks Affordable Internet Access: Group

The planned merger between Sprint and T-Mobile threatens affordable internet access, a nonprofit group that promotes broadband access for low-income populations has told the Federal Communications Commission.

[Read full article »](#)

Dems Urge FCC To Collect Broadcast Industry Diversity Data

Sen. Chris Van Hollen, D-Md., and Rep. Yvette Clarke, D-N.Y., have asked the Federal Communications Commission to reinstate its practice of collecting data on the racial, ethnic and gender makeup of the broadcast industry to determine whether there has been hiring discrimination.

[Read full article »](#)

WHITE COLLAR

Rosenstein Invokes Mueller In Baltimore Law Grad Speech

In his first public remarks since leaving the U.S. Justice Department, Rod Rosenstein quoted special counsel Robert Mueller in a speech Monday to law school graduates in Baltimore and cautioned them about the temptation to "disregard principles."

[Read full article »](#)

PEOPLE

Akin Gump Snags Hill Veteran From Telecom Trade Group

A former USTelecom executive who spent a decade advising members of Congress on telecom policy has left the trade group to join Akin Gump Strauss Hauer & Feld LLP's public law and policy practice.

[Read full article »](#)

EXPERT ANALYSIS

Opinion

Immigration Enforcement Under Trump Neglects Rule Of Law

What President Donald Trump and his administration have described as a "humanitarian crisis" at the U.S. southern border is, in reality, a Trump-exacerbated crisis — which demands real solutions, not incendiary rhetoric, cruelty and lawlessness, says David Leopold of Ulmer & Berne.

[Read full article »](#)

Recent IRS Guidance Puts Multifamily Housing Back On Track

April guidance from the Internal Revenue Service, saying rental projects may set aside units for specified groups such as military veterans without violating the general public use requirement for tax-exempt bond financing, addresses a disconnect in the rules that has stopped many projects cold, says Alexis Baker of Squire Patton Boggs.

[Read full article »](#)

Opinion

NY Should Think Twice Before Legalizing Sports Betting

Instead of rushing to compete in sports betting with other states, New York state legislators should consider problems that have occurred in states that have legalized it, says Ronald Katz of GCA Law Partners.

[Read full article »](#)

Series

Judging A Book: Wood Reviews 'The Making Of A Justice'

Retired U.S. Supreme Court Justice John Paul Stevens' new book, "The Making of a Justice," is required reading for anyone interested in 20th and 21st century America, says Seventh Circuit Chief Judge Diane Wood.

[Read full article »](#)

LEGAL INDUSTRY

Titan Of The Plaintiffs Bar: Panish Shea's Brian Panish

When Rex Parris met Brian Panish, the Southern California attorney thought his co-counsel was the most arrogant man he had ever met. But Parris soon learned his first impression of the formidable Panish Shea & Boyle LLP litigator was way off the mark.

[Read full article »](#)

Law Firm Revenue Up, Demand Down In Q1

In the first quarter of the year, the legal industry enjoyed strong revenue growth despite a slight dip in demand, according to a survey of law firms conducted by Citi Private Bank's Law Firm Group, the key findings of which were made public on Monday.

[Read full article »](#)

Skadden Partner Poised To Lead Del. Corporation Law Panel

Veteran Skadden mergers and acquisitions partner Allison L. Land said she views it as an honor to be named vice chair of the Delaware State Bar Association's Corporation Law Council, likely positioning her as the first woman to chair the influential body two years from now.

[Read full article »](#)

Weinstein Atty Drops Out, Citing Harvard Teaching Conflict

A New York court has approved Harvard professor Ronald Sullivan's withdrawal from the trial team representing Harvey Weinstein on rape charges this fall, a move Sullivan attributed to an "unresolvable conflict" with his fall classes after the trial was moved to September.

[Read full article »](#)

Colo. Bar Mourns Loss Of State's First Black Federal Judge

U.S. District Judge Wiley Y. Daniel, the first African American to serve as a federal judge in Colorado, has died at age 72, prompting an outpouring of sympathy and praise for his legacy from Colorado officials and members of the state's legal community.

[Read full article »](#)

LegalZoom Loses Bid To Ax Rival's TM Suit A 2nd Time

A California federal judge on Monday refused to nix for the second time a trademark dispute between rival trademark search services over the name "Trademarkia," saying

the initial problems with the suit had been fixed and it should now proceed.

[Read full article »](#)

Interview

15 Minutes With Zappos' Chief Legal Counsel

Brandon Hollis, who leads the legal department at online shoe and clothing retailer Zappos, said one frustration of in-house counsel is when law firms provide a "safe" answer that ultimately doesn't help achieve business objectives, rather than taking thoughtful, smart risks with practical, business-minded advice.

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Panish Shea

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Skadden

Squire Patton Boggs

Steptoe & Johnson LLP

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Williams & Connolly

WilmerHale

Winstead PC

Winston & Strawn

Wolf Haldenstein

Womble Bond Dickinson

COMPANIES

Twitter Inc.

Altman Weil Inc.

Center for Biological Diversity

T-Mobile USA Inc.

AAR Corp.

AIDS Healthcare Foundation Inc.

AT&T Inc.

Aetna Inc.

Allergan PLC

American Civil Liberties Union

American Federation of State, County and Municipal Employees

American Fuel & Petrochemical Manufacturers

American Medical Association Inc.

American Trucking Associations Inc.

Apple Inc.

Association of American Railroads
BASF SE
Blaqwell Inc.
CRST International Inc.
CVS Health Corp.
Cantor Fitzgerald
Capital One Financial Corp.
Center for Constitutional Rights
Clean Air Task Force
Clearwire Corporation
Colorado Bar Association
Consumer Action
Covestro AG
Delaware State Bar Association
Deutsche Bank AG
Dow Chemical Co.
General Motors
Helmerich & Payne Inc.
Huawei Technologies
Jones Lang LaSalle Inc.
LegalZoom.com Inc.
Major League Baseball Inc.
Major Lindsey & Africa
Mazars USA LLP
Mylan NV
NFL Enterprises LLC
National Collegiate Athletic Association
National Parks Conservation Association
New Jersey Civil Justice Institute
New York Times Co.
NextEra Energy Inc.
Nintendo Co. Ltd.
Novartis AG
Pfizer Inc.
Planned Parenthood Federation
Platinum Partners LP
Sierra Club
Southern California Gas Co.
Southern Poverty Law Center
Spectrum Management Holding Co.
Sprint Nextel Corporation
Teva Pharmaceutical Industries Ltd.
Trump Organization Inc.
United States Telecom Association
UnitedLex Corp.
ViaSat, Inc.
Washington Mutual Inc.
Zappos.com Inc.

GOVERNMENT AGENCIES
U.S. Supreme Court

CLV000087

U.S. Department of Justice
Federal Communications Commission
U.S. Environmental Protection Agency
U.S. Attorney's Office
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
California Franchise Tax Board
Competition and Markets Authority
Consumer Financial Protection Bureau
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Election Commission
Federal Railroad Administration
Federal Reserve System
Fish and Wildlife Service
Illinois Supreme Court
Internal Revenue Service
National Marine Fisheries Service
National Railroad Passenger Corp.
Nevada Gaming Control Board
New York Attorney General's Office
Nooksack Indian Tribe
Office of the U.S. Trade Representative
Oklahoma Supreme Court
Oklahoma Tax Commission
Quinault Indian Nation
Samish Indian Nation
Securities and Exchange Commission
Seminole Tribe of Florida
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of the Treasury
U.S. Immigration and Customs Enforcement
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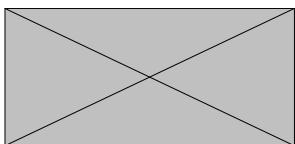
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 3/13/2019 7:58:57 AM
Subject: With GOP Holding The Line, Senate Confirms 3rd Circ. Pick



PUBLIC POLICY.

Wednesday, March 13, 2019

TOP NEWS

With GOP Holding The Line, Senate Confirms 3rd Circ. Pick

Senate Republicans on Tuesday held together to confirm controversial Third Circuit pick Paul Matey, a Lowenstein Sandler LLP partner, flipping a federal court to a GOP-appointed majority for the first time under Trump.

[Read full article »](#)

DC Circ. OKs NLRB's Prof Status Test, Nixes USC Extension

The D.C. Circuit on Tuesday blessed a 2014 National Labor Relations Board ruling revising how it decides whether college professors can organize, but it said the board went too far by extending the test in a 2016 decision letting some University of Southern California faculty form a union.

[Read full article »](#)

Judiciary Approves Sweeping #MeToo-Era Reforms

The federal judiciary's top policy-making body on Tuesday approved a sweeping set of conduct rule enhancements aimed at addressing complaints of sexual harassment in the courts and line-crossing judges.

[Read full article »](#)

Closing USCIS Offices Abroad Would Hurt US Expats Most

U.S. Citizenship and Immigration Services confirmed Tuesday that it is considering shuttering its international operations in a move that immigration attorneys say would significantly delay Americans expats seeking to bring their families to the U.S.

[Read full article »](#)

Analysis

Facing Fiduciary Duty, Brokers Threaten To Exit Nevada

Morgan Stanley, Charles Schwab, Edward Jones, TD Ameritrade and Wells Fargo have threatened to pull brokerage services from Nevada and rack up prices if the state decides that all broker-dealers owe a strict fiduciary duty to clients there, according to comment letters obtained by Law360.

[Read full article »](#)

No Hostility To Civil Rights Cases, DOJ Civil Rights Chief Says

The head of the U.S. Department of Justice's Civil Rights Division on Tuesday rejected suggestions from House Appropriations Committee Democrats that the Trump administration is pursuing civil rights cases at a lower rate than past presidents but declined to directly address statistics indicating the numbers are dropping.

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CLV000090

BANKING & SECURITIES

SEC Says No Harm Shown In Paperless Rule Challenge

The U.S. Securities and Exchange Commission on Tuesday defended its process for approving a new rule that allows mutual fund companies to release most shareholder reports online rather than by mail, telling the D.C. Circuit that printing and paper industry groups had failed to identify any harm.

[Read full article »](#)

NY Fed Seeks To End 'Narrow Bank' Master Account Suit

A suit brought by a new "narrow bank" that claims it's been unfairly barred from opening a master account with the Federal Reserve Bank of New York should be tossed because its application for the account is still under review, the Fed has told a Manhattan federal judge.

[Read full article »](#)

Wells Fargo Isn't Too Big To Manage, CEO Tells House Panel

Wells Fargo CEO Timothy Sloan told a skeptical panel of House lawmakers on Tuesday that his nearly \$2 trillion bank is not too big to manage, saying that the company has made great strides toward putting its scandals behind it and doing right by its customers.

[Read full article »](#)

ENERGY & ENVIRONMENTAL

Pompeo Says Energy Abundance Can Mean National Security

The State Department plans to use the country's energy abundance to both ensure national security in the United States and encourage other nations to partner with it rather than Russia, Iran or China for energy needs.

[Read full article »](#)

Nonprofits Urge DC Circ. To Rethink FERC's Dam Dispute Win

Environmental groups asked the full D.C. Circuit Monday to reconsider a panel's decision in a case over the relicensing of a Klamath River dam that said a one-year time limit for states to act on Clean Water Act permit requests doesn't reset if applications are withdrawn and resubmitted.

[Read full article »](#)

In Win For Corn, EPA Floats Summer Use Of High-Ethanol Fuel

The U.S. Environmental Protection Agency on Tuesday proposed allowing the year-round use of gasoline made with 15 percent ethanol, fulfilling a mandate from President Donald Trump that nodded to corn-state senators but also inviting a court challenge from the petroleum industry.

[Read full article »](#)

Marathon CEO Calls For EPA Renewable Fuel Rule 'Reset'

Marathon Petroleum Corp.'s CEO said Tuesday if he could reform one oil and gas regulation it would be the U.S. Environmental Protection Agency's Renewable Fuel Standard program, telling attendees at an energy conference in Houston the rule "wasn't based on a realistic view of demand."

[Read full article »](#)

US Tells High Court CWA Conviction Should Stand

Waddell Anderman
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COMPANIES

Organisation for Economic Co-operation and Development
AT&T Inc.
Altman Weil Inc.
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American Immigration Lawyers Association
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CTIA
Cable News Network Inc.
Carnegie Endowment for International Peace
Center for American Progress
Charter Communications Inc.
Chevron Corp.
Consumer Action
Electronic Privacy Information Center
Ethiopian Airlines Enterprise
Facebook
Financial Industry Regulatory Authority Inc.
Fitch Ratings Ltd.
Fordham University
Google Inc.
HollyFrontier Corp.
Hudson's Bay Co.
Huntington Ingalls Industries Inc.
IHS Markit Ltd.
Insight Venture Management LLC
Intel Corp.
International Business Machines Corp.
Lockheed Martin Corp.
Lord & Taylor LLC
Marathon Petroleum Corp.
Microsoft Corporation
Midcontinent Communications
Morgan Stanley
National Immigration Law Center

The federal government on Monday urged the U.S. Supreme Court to uphold the conviction of a man accused of polluting a Montana tributary in violation of Clean Water Act permitting requirements.

[Read full article »](#)

Utah Rep. Floats Bill To Curb President's Monument Powers

The ranking Republican on the House Committee on Natural Resources floated a bill Tuesday that would curb presidential power to create national monuments and define how they may be reduced, amid ongoing litigation challenging President Donald Trump's decision to shrink two Utah monuments.

[Read full article »](#)

EPA Biofuel Rulings Are Bulletproof, Small Refiners Say

Refiners granted small-refinery exemptions from the Renewable Fuel Standard by the U.S. Environmental Protection Agency told the D.C. Circuit that a coalition of ethanol and biofuel producers has no legal basis to challenge the agency's decisions, much less mount a broader attack on the RFS program itself.

[Read full article »](#)

HEALTH & LIFE SCIENCES

Constitution Doesn't Cover Giving Abortions, 6th Circ. Says

Ohio is allowed to cut funding from Planned Parenthood and other abortion providers because there's no constitutional right to perform abortions that needs to be protected, a majority of the full Sixth Circuit said Tuesday.

[Read full article »](#)

Generic-Drug Exclusivity 'Squatting' Draws Bipartisan Heat

The Trump administration on Tuesday found common ground with congressional Democrats in backing legislation to prevent generic-drug makers with exclusivity rights from blocking other generics for prolonged periods of time.

[Read full article »](#)

NJ Dems Reach Deal On Pot Bill; Vote May Come In Weeks

New Jersey moved one step closer to legalizing adult-use marijuana Tuesday, as the governor and Democratic legislative leadership announced they had settled their differences and reached a broad agreement over the taxation and regulation of cannabis.

[Read full article »](#)

REAL ESTATE

Pittsburgh Can't Force Landlords To Take Section 8 Tenants

Pittsburgh can't prohibit landlords from refusing to take federal Section 8 housing vouchers, since the anti-discrimination measure would force landlords to comply with program requirements and thus interfere with how they do business, the Commonwealth Court of Pennsylvania ruled Tuesday.

[Read full article »](#)

EMPLOYMENT

GOP's Parental Leave Plan Would Delay Social Security

News Corp.

North American Securities
Administrators Association

Oath Inc.

PacifiCorp

Pacific Legal Foundation

Pearl Therapeutics Inc.

Planned Parenthood Federation

S&P Global Inc.

SIFMA

Saks Incorporated

Service Employees International
Union

Sinclair Oil

Symantec Corp.

T-Mobile USA Inc.

TD Ameritrade Holding Corp.

Tax Foundation

The Boeing Company

Trump Organization Inc.

WeWork LLC

Wells Fargo & Co.

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Immigration Services

California Supreme Court

European Commission

European Union

Executive Office of the President

Federal Aviation Administration

Federal Communications
Commission

Federal Energy Regulatory
Commission

Federal Reserve Bank of New
York

Federal Reserve System

Federal Trade Commission

Food and Drug Administration

Hoopo Valley Tribe

Hopi Tribe

Internal Revenue Service

Judicial Conference of the United
States

National Aeronautics and Space
Administration

National Institute of Standards and
Technology

National Labor Relations Board

National Nuclear Security
Administration

National Telecommunications and

CLV000092

A proposal announced Tuesday by two Republican senators would allow Americans to pull from their Social Security accounts to fund up to three months off work after becoming parents — at the expense of their own retirement.

[Read full article »](#)

COMPETITION

News Corp. Urges Australian Watchdog To Break Up Google

News Corp.'s Australia unit urged the country's competition enforcer to break up Google's parent company Alphabet Inc. after the watchdog raised concerns about the impact digital platforms are having on the media industry, according to documents released Tuesday.

[Read full article »](#)

CYBERSECURITY & PRIVACY

Lawmakers Revive Bill To Enhance Internet Of Things Security

House and Senate lawmakers on Monday rolled out bipartisan legislation that would set cybersecurity standards for internet-connected devices that the government buys, marking a second attempt by legislators to get the bill passed.

[Read full article »](#)

Analysis

Federal Privacy Rules Could Take Cue From Kids' Data Law

The Federal Trade Commission's record fine for violating the children's online privacy law is likely to bolster arguments that penalties for general privacy violations should be modeled after the statute, but critics say enforcement action alone isn't enough to deprive consumers of their ability to sue companies.

[Read full article »](#)

PERSONAL INJURY

Split 5th Circ. Says Asbestos Suit Belongs In State Court

A split Fifth Circuit panel has ruled that a Louisiana federal court was right to send a former machinist's asbestos exposure suit against shipbuilder Huntington Ingalls to state court, finding that case falls short of meeting a requirement for removing it to federal court.

[Read full article »](#)

AEROSPACE & DEFENSE

Analysis

Trump's Latest DOD Budget Tees Up Big Fights With Congress

The U.S. Department of Defense's \$718 billion budget request for 2020 is likely to trigger several fights with Congress over proposed spending priorities, including the number of F-35 fighter jets to purchase and the appropriate size for a wartime spending "slush fund," in addition to a broader battle over the increase in the department's budget overall.

[Read full article »](#)

Analysis

Grounded Boeing Jets, Crashes Prompt Liability Questions

Information Administration
National Transportation Safety Board
Navajo Nation
New York Attorney General's Office
New York State Department of Financial Services
Securities and Exchange Commission
Social Security Administration
U.S. Agency for International Development
U.S. Army
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. Immigration and Customs Enforcement
U.S. Navy
U.S. Senate
U.S. Sentencing Commission
U.S. Supreme Court
Ute Indian Tribe
Ute Mountain Ute Tribe
World Trade Organization

The European Union joined China, Indonesia, Australia and other countries Tuesday in grounding Boeing's 737 MAX 8 aircraft days after an Ethiopian Airlines crash killed 157 people, adding to liability questions for the plane maker amid global pressure for a U.S. regulatory crackdown.

[Read full article »](#)

INTERNATIONAL TRADE

USTR Won't Set China Deal Deadline, Mum On Tariff Removal

U.S. Trade Representative Robert Lighthizer acknowledged Tuesday that he sees his negotiations with China entering their "final weeks," but declined to set a firm deadline for an agreement and did not disclose his plan for the U.S. to remove its tariffs on \$250 billion worth of Chinese goods.

[Read full article »](#)

Lighthizer: WTO's All-Or-Nothing Model Presents 'Dilemma'

U.S. Trade Representative Robert Lighthizer told a Senate committee Tuesday that the World Trade Organization's consensus-driven negotiating model has put the Geneva body in a "dilemma." To finally solve the problem, smaller groups of like-minded countries should forge their own paths for new trade commitments, he argued.

[Read full article »](#)

TAX

IRS Extends Letter Ruling Program For Stock Distributions

The Internal Revenue Service announced Tuesday it would indefinitely extend its pilot program for private letter rulings for certain corporate stock distributions.

[Read full article »](#)

House Panel Finds Short-Term Consensus On Tax Extenders

Dormant tax provisions known as extenders could be renewed retroactively, but longer-term decisions about continuing the temporary incentives need to be made, Democrat and Republican lawmakers suggested during a House tax subcommittee hearing Tuesday.

[Read full article »](#)

EU Finance Ministers Fail To Agree On Revised Digital Tax

European Union finance ministers failed Tuesday to give the required unanimous agreement to a scaled-down version of the digital services tax, effectively shifting the focus of debate to finding an international deal.

[Read full article »](#)

IMMIGRATION

Grassley, Leahy Call On Feds To Finish EB-5 Reform

Sens. Chuck Grassley, R-Iowa, and Patrick Leahy, D-Vt., have urged the Trump administration to move forward with proposed changes to the EB-5 immigrant investor program, writing in a Monday letter that the rule would "advance the national interest" and should be put into effect "without delay."

[Read full article »](#)

Colo. Challenges Immigration Conditions On \$2.7M In Funds

CLV000094

The state of Colorado sued the U.S. Department of Justice in federal court on Tuesday for imposing a set of immigration-related conditions on the receipt of \$2.7 million in federal public safety funds, arguing that the rules requiring cooperation between local officials and federal immigration authorities are unconstitutional.

[Read full article »](#)

House Dems Introduce Bill To Protect DACA, TPS Recipients

House Democrats have put forth legislation to protect recipients of the Deferred Action for Childhood Arrivals program, as well as individuals living under the Temporary Protected Status and Deferred Enforced Departure programs.

[Read full article »](#)

TELECOMMUNICATIONS

Pai Didn't Coordinate 5G Rule Challenges, Sens. Told

Federal Communications Commission Chairman Ajit Pai has pushed back against allegations that he encouraged frivolous lawsuits over the agency's new 5G rule in a bid to keep challenges to the rule out of the Ninth Circuit, but he said he couldn't speak for the other commissioners.

[Read full article »](#)

Net Neutrality Compromise Not In Sight, As Reps Trade Barbs

House lawmakers seemed no closer to finding a compromise for net neutrality legislation Tuesday as members quibbled over communication gaps during an Energy and Commerce subcommittee hearing.

[Read full article »](#)

House Dems Hammer T-Mobile CEO Over Trump Hotel Stays

House Democrats grilled T-Mobile CEO John Legere on Tuesday over his recent stays at the Trump International Hotel in Washington, D.C., suggesting he was either unaware of or unbothered by the "optics" of his visits as his company seeks government approval for its megamerger with Sprint.

[Read full article »](#)

Don't Let States Set Rate Regs, Cable Group Tells FCC

A cable and internet trade group has pushed back against an effort by two state governments to keep basic-tier cable rate regulations in place, telling the Federal Communications System in comments Monday that the rules are out of date and burdensome.

[Read full article »](#)

FCC Broadband Maps Take Heat From Lawmakers

The Federal Communications Commission's widely criticized broadband maps came under fire in a Senate hearing Tuesday, as lawmakers and telecom carriers pointed to inaccurate data as a key reason providers sometimes get federal funds to connect the same areas twice.

[Read full article »](#)

Wireless Industry Urges Use Of Databases To Share Spectrum

Demand for the airwaves is mushrooming so rapidly that U.S. policymakers should use databases to identify where spectrum can be shared, particularly as other countries ramp up wireless deployment, a trade group said Tuesday on Capitol Hill.

[Read full article »](#)

Feinstein Says Fed. Privacy Law Can't Be Weaker Than Calif.'s

The Senate Judiciary Committee's top Democrat stressed Tuesday that she wouldn't support federal privacy legislation that sets a lower bar than California's landmark law during a committee hearing at which Google's senior privacy counsel faced backlash from Republicans over the scope of the company's data tracking practices.

[Read full article »](#)

EXPERT ANALYSIS

DOL's New Overtime Rule Is A Mixed Bag For Employers

Compared to the enjoined Obama-era rule, the U.S. Department of Labor's new overtime proposal significantly lowers the minimum weekly salary required for exempt status. Unfortunately for employers, the proposed rule also increases the salary threshold for the "highly compensated employee" exception, say Zach Hutton and Brian Featherstun of Paul Hastings LLP.

[Read full article »](#)

Opinion

In Defense Of Manafort's 47-Month Sentence

The 47-month prison sentence imposed on Paul Manafort is being perceived as far too lenient only because most federal sentences are far too punitive, say criminal defense lawyer Alan Ellis and sentencing consultant Mark Allenbaugh.

[Read full article »](#)

Army Corps Guidance Could Speed Up Wetlands Permitting

Following new guidance from the U.S. Army Corps of Engineers, mitigation bank credits — approved forms of compensatory wetlands mitigation for permits issued under Section 404 of the Clean Water Act — may become more readily available to builders, developers and other permittees, says Jessica Merrigan of Spencer Fane LLP.

[Read full article »](#)

What EU Investment Screening Will Mean For Dealmakers

Last week, the European Council approved a regulation to screen foreign direct investment into European Union member states on national security grounds. Dealmakers considering near-term transactions with a nexus to the EU will need to evaluate how the new regulations may impact deal timelines, disclosures, certainty and costs, say attorneys with Kirkland & Ellis LLP.

[Read full article »](#)

LEGAL INDUSTRY

Willkie Co-Chair Caught On Wiretaps In Admissions Scandal

As co-chairman of Willkie Farr & Gallagher LLP, Gordon Caplan has garnered extensive media attention for his work brokering billions in deals in the private equity space. But he attracted far different headlines on Tuesday when he was charged in a national scheme to rig the admissions system for the country's most elite schools.

[Read full article »](#)

Federal Courts Point To Civil Case Uptick In Reviewing 2018

Federal district courts saw a 7 percent increase in overall cases filed last fiscal year, including a similar bump in civil cases, the courts' administrative office said as part of a review of 2018 released Tuesday, which also touted workplace conduct reforms and the courts' resilience during the recent government shutdown.

[Read full article »](#)

Reed Smith Fights Bear Stearns' \$500M Malpractice Claims

Reed Smith LLP urged a New York state court on Tuesday to toss "speculative" claims in a \$500 million malpractice suit brought by two now-defunct Bear Stearns investment funds against the firm over its representation of Bear Stearns in a 2013 suit against three ratings agencies.

[Read full article »](#)

Ogletree Says Evidence Hearing Not Needed In Sex Bias Suit

Ogletree Deakins Nash Smoak & Stewart PC asked a California federal judge not to hold a hearing on its evidence for making a former shareholder arbitrate her sex bias claims against the firm, saying there is no disputing that she is bound by an arbitration agreement.

[Read full article »](#)

Series

Chicago Brick & Mortar: Move Toward Partner-Associate Parity

Efforts to drive down costs and achieve greater efficiency are playing out in the form of smaller offices for partners at law firms in Chicago, but firms are also looking to give associates greater parity in the office-space game, according to Law360's recent survey of law firms in the city.

[Read full article »](#)

5 Mistakes Law Firms Make When Responding To RFPs

More and more corporations are now using requests for proposals to make data-driven decisions about which law firms to work with, so it is more important than ever for law firms to avoid common RFP mistakes, says Matthew Prinn of RFP Advisory Group.

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American Immigration Lawyers Association
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American Bar Association
American Cancer Society Inc.
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American Petroleum Institute Inc.
Apple Inc.
Association for Accessible Medicines
AstraZeneca
CTIA
Cable News Network Inc.
Carnegie Endowment for International Peace
Center for American Progress
Charter Communications Inc.
Chevron Corp.
Consumer Action

Electronic Privacy Information Center
Ethiopian Airlines Enterprise
Financial Industry Regulatory Authority Inc.
Fitch Ratings Ltd.
Fordham University
HollyFrontier Corp.
Hudson's Bay Co.
Huntington Ingalls Industries Inc.
IHS Markit Ltd.
Insight Venture Management LLC
Intel Corp.
International Business Machines Corp.
Lockheed Martin Corp.
Lord & Taylor LLC
Marathon Petroleum Corp.
Microsoft Corporation
Midcontinent Communications
Morgan Stanley
National Immigration Law Center
News Corp.
North American Securities Administrators Association
Oath Inc.
PacifiCorp
Pacific Legal Foundation
Pearl Therapeutics Inc.
Planned Parenthood Federation
S&P Global Inc.
SIFMA
Saks Incorporated
Service Employees International Union
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Securities and Exchange Commission
U.S. Department of Homeland Security

U.S. Department of Labor
Army Corps of Engineers
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U.S. Department of Health and Human Services
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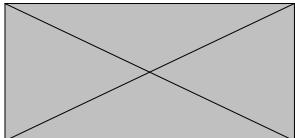
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From: Public Policy Law360
Sent: Wed 4/3/2019 7:27:54 AM
Subject: Senate Readies 'Nuclear Option' On Nomination Debate Time

EXTERNAL EMAIL



PUBLIC POLICY.

Wednesday, April 3, 2019

TOP NEWS

[Senate Readies 'Nuclear Option' On Nomination Debate Time](#)

The U.S. Senate is on the verge of blowing up yet another part of its rules with a simple majority "nuclear option" vote as early as Wednesday, as Republican efforts to speed judicial confirmations by shortening debate time fell short of a filibuster-proof majority on Tuesday.

[Read full article »](#)

Analysis

[Ruling Cements Staying Power Of Offshore Drilling Bans](#)

An Alaska federal court may have emboldened future presidents to rope off more offshore areas from oil and gas drilling by ruling that President Donald Trump can't rescind his predecessor's indefinite ban on drilling in large swaths of the Arctic and Atlantic oceans.

[Read full article »](#)

[9 Times Trump Clashed With The 9th Circ. Over Immigration](#)

The Trump administration has argued against a case the Ninth Circuit is currently reviewing, which would determine whether children have a right to public, court-appointed counsel in immigration proceedings. Before the court rules on that policy, Law360 takes a look back at instances in which it and the administration went head-to-head over immigration.

[Read full article »](#)

[Congress, Ex-Judges Back Census Challenge At High Court](#)

The U.S. House of Representatives, former U.S. Census Bureau directors, ex-federal judges, immigrant advocacy groups and others have thrown their support behind New York state's U.S. Supreme Court challenge to the addition of a citizenship question on the 2020 census.

[Read full article »](#)

[Sen. Graham Floats Idea Of National Arbitration Standards](#)

Senate Judiciary Committee Chairman Lindsey Graham, R-S.C., floated the idea Tuesday of establishing uniform standards for arbitration clauses and questioned whether class action rules should be reformed during a hearing on complaints that

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Littler Mendelson

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arbitrations unfairly sweep issues under the rug.

[Read full article »](#)

Trump Org. Chief Compliance Counsel To Step Down In June

The man in charge of legal compliance for the Trump Organization, George A. Sorial, will hand the reins to assistant general counsel Jill Martin in June, the outgoing attorney confirmed to Law360 on Tuesday.

[Read full article »](#)

BANKING & SECURITIES

Senator Urges SEC To Toughen Shareholder Proposal Rules

A Republican senator on Tuesday urged the Securities and Exchange Commission to raise thresholds for shareholder ballot proposals on the grounds that activist campaigns to change corporate policy on social and environmental issues are deterring companies from going public.

[Read full article »](#)

Housing Finance Reform A Priority, Lawmakers Tell Bankers

The chairs of the House and Senate banking committees told a Washington gathering of a top U.S. banking industry organization on Tuesday that they're both focused on developing plans to reform the housing finance system, but their respective policy to-do lists largely diverged from there.

[Read full article »](#)

ENERGY & ENVIRONMENTAL

House Dems Use EPA Budget Hearing To Slam Rule Rollbacks

House Democrats on Tuesday laughed off President Donald Trump's proposed cuts to the U.S. Environmental Protection Agency's budget and spent their time with EPA Administrator Andrew Wheeler grilling him on issues like climate change and proposed changes to mercury and automobile air emissions regulations.

[Read full article »](#)

HEALTH & LIFE SCIENCES

Interview

FDA Focus: What Latham's Practice Chair Is Watching

The global co-chair of Latham & Watkins LLP's health and life sciences practice tells Law360 about the legacy left by the U.S. Food and Drug Administration's outgoing commissioner, when it makes sense for companies to sue the FDA, and his nostalgia for the good old days of informal interactions with regulators.

[Read full article »](#)

Purdue's Sackler Family Wants 'Divisive' Mass. Suit Tossed

Purdue Pharma LP's controlling Sackler family asked a Massachusetts judge Tuesday to dismiss the state attorney general's lawsuit holding it responsible for the opioid crisis, calling the allegations divisive, inflammatory and misleading.

[Read full article »](#)

Deal Nets Fla. Medical Marijuana Provider Extra Dispensaries

Trulieve Inc., Florida's largest medical marijuana provider, will be able to operate up to

Mitchell Silberberg

Morrison & Foerster

Munger Tolles

Nelson Mullins

Ogletree Deakins

Porter Wright

Radey Law Firm

Schagrin Associates

Seyfarth Shaw

Shook Hardy

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Endo International PLC

Ernst & Young

Ethiopian Airlines Enterprise

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Freddie Mac

Georgia State University

Google Inc.

Henkels & McCoy Inc.

Human Rights Campaign

ICx Technologies, Inc.

Immigration Reform Law Institute

International Franchise

Association

Judicial Watch Inc.

Juul Labs

Liga Nacional de Futbol Profesional

LinkedIn Corp.

49 dispensaries across the state as part of a settlement announced Monday to drop its lawsuit challenging a statutory cap that limits licensed medical marijuana treatment centers to 35 locations.

[Read full article »](#)

IP & TECHNOLOGY

Trademark Bill Would Let States, Towns Register Flags

A bipartisan group of U.S. senators introduced legislation Tuesday that would amend the Lanham Act to allow government entities to register flags, seals and other insignia as trademarks.

[Read full article »](#)

TRANSPORTATION & INFRASTRUCTURE

Senate Panel To Probe FAA Inspectors After Boeing Crashes

Senate lawmakers on Tuesday said they will investigate whistleblower reports that Federal Aviation Administration safety inspectors weren't sufficiently trained to evaluate and approve the Boeing 737 MAX 8 aircraft involved in a pair of recent fatal crashes.

[Read full article »](#)

EMPLOYMENT

Analysis

5 Things To Watch As DOL Wades Into Joint-Employer Debate

The U.S. Department of Labor's proposal to streamline its test for determining whether multiple businesses are jointly liable for wage violations puts the agency in the middle of a contentious debate over whether a tighter standard would let franchisors off the hook too easily. Here, Law360 looks at five things to keep an eye on as the comment period for the new rule gets underway.

[Read full article »](#)

DOL Releases Opinions On OT Exemptions, '8-And-80' Pay

The U.S. Department of Labor issued opinion letters Tuesday weighing in on Fair Labor Standards Act overtime exemptions for agricultural workers and teachers, and on health industry employers' use of an overtime structure that calculates workers' pay across two weeks.

[Read full article »](#)

Pa. Panel Rejects Bid To Ax AFSCME As Workers' Sole Union

A Pennsylvania appeals court on Tuesday upheld decisions finding that two efforts to remove the American Federation of State, County and Municipal Employees as the exclusive bargaining unit representing certain state workers lacked enough support to get off the ground.

[Read full article »](#)

COMPETITION

Feature

3 Merger Review Tips From The FTC's Competition Chief

The director of the Federal Trade Commission's competition bureau, Bruce Hoffman, offered some advice to lawyers shepherding their clients' tie-ups through the agency's

McDonald's Corp.

McKesson Corp.

Murray Energy Corp.

NAACP Legal Defense and Educational Fund Inc.

NBC Sports Group

NBCUniversal Inc.

Nardello & Co.

National Congress of American Indians

National Employment Law Project

New York Times Co.

New York University

Nike Inc.

Public Knowledge

Purdue Pharma LP

Securus Technologies Inc.

Spectrum Management Holding Co.

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California Supreme Court

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Department of Commerce

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European Union

Federal Aviation Administration

Federal Bureau of Investigation

Federal Communications Commission

Federal Election Commission

Federal Trade Commission

Florida Department of Health

Food and Drug Administration

Indian Health Service

Internal Revenue Service

National Highway Traffic Safety Administration

National Labor Relations Board

National Telecommunications and Information Administration

New York Attorney General's Office

merger reviews during the American Bar Association's annual spring antitrust meeting. Here's what Hoffman had to say about timing agreements, document requests and the younger generation.

[Read full article »](#)

GOVERNMENT CONTRACTS

Labor Dept. Looks To Speed Up Contractor Debarment

The U.S. Department of Labor kicked off a new pilot program Tuesday that aims to speed up the discretionary suspension and debarment process to protect the federal government from working with contractors involved in inappropriate or illegal activities.

[Read full article »](#)

DOJ, Landis Near Finish Line In Epic Lance Armstrong Suit

The U.S. Department of Justice and a former cyclist who accused Lance Armstrong of doping are poised to end nine years of litigation over allegations Armstrong and his cycling team lied to the government about using performance-enhancing drugs to keep a sponsorship from the U.S. Postal Service.

[Read full article »](#)

AEROSPACE & DEFENSE

House Dems Propose \$60B Increase In Defense Spending

House Democrats called for a more than \$60 billion increase in defense spending next fiscal year as part of a budget released Tuesday featuring \$1.3 trillion in overall federal spending.

[Read full article »](#)

INTERNATIONAL TRADE

US-Led Tariff Wave Driving Down Global Trade Growth

The World Trade Organization on Tuesday projected a sharp downturn for global trade growth in 2019, citing a deluge of tariffs from the Trump administration and the retaliatory duties they have prompted from other major economies.

[Read full article »](#)

Commerce Must Again Redo Turkish Steel Pipe Duty, CIT Says

The U.S. Department of Commerce must redo a tariff on steel pipes and tubes from Turkey, the U.S. Court of International Trade ordered Monday, finding that the agency had for the second time miscalculated certain price adjustments for a Turkish exporter.

[Read full article »](#)

TAX

2nd Circ. Reverses Tax Court Ruling In Late Filer's Favor

The Second Circuit unanimously overturned a U.S. Tax Court decision that had denied a retired Connecticut woman her tax refund, saying Tuesday that the ruling had resulted in differential treatment of taxpayers that Congress had intended to avoid.

[Read full article »](#)

Office of the U.S. Trade Representative

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Securities and Exchange Commission

U.S. Army

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U.S. Customs and Border Protection

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U.S. Department of Labor

U.S. Department of State

U.S. Department of Transportation

U.S. Department of the Treasury

U.S. House Committee on Energy and Commerce

U.S. House of Representatives

U.S. Immigration and Customs Enforcement

U.S. Postal Service

U.S. Senate

U.S. Supreme Court

U.S. Tax Court

United Nations

United States Court of Appeals for the Third Circuit

Wage and Hour Division

World Trade Organization

Part Of UK Tax Rules Illegally Aided Multinationals, EU Says

The European Union's competition regulator said Tuesday that part of a U.K. scheme that exempted certain multinational companies from anti-tax-avoidance rules amounted to illegal state aid, and it ordered the British government to recover the money.

[Read full article »](#)

House Tax Panel Approves IRS Reform, Retirement Bills

The House Ways and Means Committee on Tuesday unanimously approved legislation to overhaul the Internal Revenue Service and to revise rules for retirement savings accounts during its first markup under a Democratic majority.

[Read full article »](#)

IMMIGRATION

US Refugee Admissions On Pace To Hit 40-Year Low

A U.S. coalition focused on refugees said Tuesday the country has admitted less than half of a 30,000-refugee admission goal for fiscal year 2019 and is on pace to admit the lowest number of refugees in the United States Refugee Admissions Program's nearly 40-year history.

[Read full article »](#)

DHS Tells DC Circ. H-1B Spouse Law Row May Soon Be Moot

The Department of Homeland Security asked the D.C. Circuit on Monday to toss a challenge to an Obama-era rule allowing the spouses of highly skilled visa holders to work in the U.S., saying the agency is in the process of rescinding the rule.

[Read full article »](#)

USCIS Seeks To Shake Immigrants' Juvenile Policy Suit

U.S. Citizenship and Immigration Services urged a Washington federal court on Monday to reject a request to block steps it has taken to make it more difficult for young immigrants between ages 18 and 21 to qualify for special immigrant protections, arguing that it is merely implementing existing law rather than introducing a new policy.

[Read full article »](#)

NATIVE AMERICAN

Tribes Urge 5th Circ. To Preserve Indian Health Law In ACA

The great majority of federally recognized tribes in the United States have urged the Fifth Circuit to preserve portions of the Affordable Care Act specific to Native Americans, saying those provisions have nothing to do with the individual mandate a lower court found unconstitutional.

[Read full article »](#)

TELECOMMUNICATIONS

FCC Tosses 'Refusal To Deal' Claim Against Comcast

The Federal Communications Commission has thrown out a claim that Comcast refused to deal with the sports network that carries Spain's professional soccer league games in their ongoing dispute over channel lineups, saying the allegation should have been brought up sooner.

[Read full article »](#)

Nexstar Fights Internet Co. Over How To Talk To FCC

Nexstar Media Group Inc. is resisting a broadband company's push to meet with the Federal Communications Commission about the companies' dispute over carriage of the broadcaster's stations without Nexstar in the room, saying the move aims to stoke "political warfare" as the FCC also considers Nexstar's planned megamerger with Tribune Co.

[Read full article »](#)

Trade Group Calls For Scheduling Spectrum Auctions

Mobile communications trade group CTIA unveiled its vision for the Trump administration's spectrum strategy on Tuesday, including calling for an established schedule that would complete planned auctions of spectrum by 2024.

[Read full article »](#)

Prison Phone Cos. Call Off Merger After FCC Discouragement

Prison phone operators Securus Technologies Inc. and Inmate Calling Solutions LLC have withdrawn their merger application after the Federal Communications Commission decided the combination wouldn't serve the public good, the agency announced Tuesday.

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FCC Taking Too Long On Mobile Location Tracking: Starks

The FCC is taking too long to get to the bottom of mobile location sales and must move swiftly against improper data use before its enforcement authority expires, the agency's newest Democratic commissioner said Tuesday.

[Read full article »](#)

WHITE COLLAR

Convicted Pa. Political Consultant's Law License Suspended

A Pennsylvania attorney disciplinary board has suspended the law license of a political consultant after a federal jury in December convicted him of funneling money from the campaign of former Rep. Bob Brady, D-Pa., to a rival in exchange for the other candidate's withdrawal from a 2012 congressional primary.

[Read full article »](#)

Ex-Congressional Staffer Gets Prison For Charity Fraud

A former aide to an ex-congressman from Texas was sentenced Tuesday to 18 months in prison for his role in a scheme in which the legislator used money solicited as charitable donations to instead fund campaigns and pay personal expenses.

[Read full article »](#)

PEOPLE

Ex-Mass. AG Leaves Foley Hoag For E-Cigarette Maker Juul

Former Massachusetts Attorney General Martha Coakley will join the government affairs team at e-cigarette maker Juul this month, the company announced Tuesday, saying she would work on education efforts to combat youth usage of the controversial product.

[Read full article »](#)

EXPERT ANALYSIS

What To Do While Waiting For Cadillac Tax To Hit The Road

Despite growing bipartisan momentum to repeal the Affordable Care Act's "Cadillac tax" provision, employers must consider the impact it would have on their current benefits structure and maintain flexibility to change benefit offerings or pass along costs once it is implemented, says Stephanie Vasconcellos of Mayer Brown.

[Read full article »](#)

New Calif. Packaging Law Cuts Companies Some Slack

New safe harbor provisions in California's slack-fill law offer welcome relief to food and consumer product companies, and may make multimillion-dollar slack-fill settlements — and the litigation they incentivize — less common, say William Tarantino and Megan Ault of Morrison & Foerster.

[Read full article »](#)

9th Circ. Ruling Could Break US Asylum System

In *Thuraissigiam v. U.S. Department of Homeland Security*, the Ninth Circuit held that the Immigration and Nationality Act illegally deprives asylum seekers of a chance to challenge adverse "credible fear" determinations, potentially adding yet another strain to an overly burdened system, says Seth Stodder of Holland & Knight.

[Read full article »](#)

Opinion

Governments Could Effectively Tax Tech Profits

If governments are prepared to take radical action to address the tax avoidance practices of many large technology companies, a perfectly legitimate solution could lie in legislation disallowing the use of double tax agreements for tech royalty schemes, says George Turner of Tax Watch UK.

[Read full article »](#)

Opinion

Kisor Case May Positively Disrupt Technological Governance

If the U.S. Supreme Court decision in *Kisor v. Wilkie* lowers standards for judicial deference, it will help clear the path for positive disruptions that certain technologies can bring to our lives, says Jennifer Huddleston of the Mercatus Center at George Mason University.

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LEGAL INDUSTRY

Small Firm Consolidations Continue At Rapid Clip

Law firm consolidation continued apace in the first quarter of 2019, driven largely by deals in which large firms gobbled up firms with fewer than 10 attorneys, according to a report released Tuesday.

[Read full article »](#)

Trump Taps Investigations Firm GC For Georgia Bench

President Donald Trump nominated an investigations firm's general counsel on Tuesday to serve as a Georgia federal judge and tapped a federal bankruptcy judge to serve on the federal bench in West Virginia.

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How The ABA Judicial Ratings Lost Their Luster

Some six years before he became chairman of the Senate Judiciary Committee, Sen. Lindsey Graham said the American Bar Association's ratings of judicial nominees were the "gold standard." But like everything else relating to the judiciary, the ABA's work has been politicized.

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Avenatti's Ex-Clients Say He Exposed Them To Legal Woes

Two former clients of lawyer Michael Avenatti accused him Tuesday of secretly funneling fees from a \$39 million settlement and drawing the pair into "seven years of unnecessary litigation" with another attorney over those fees.

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3 Months Into The Job, Texas Judge Accidentally Resigns

A Harris County, Texas, civil court judge is scrambling to stay on the bench after accidentally resigning three months into the job.

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Gibson Dunn Health Chair Tapped As Catholic U. Law Dean

The chair of Gibson Dunn's Food and Drug Administration and health care practice group is set to become the new dean of Catholic University's Columbus School of Law, the university announced Tuesday.

[Read full article »](#)

Uber Health Picks Up McKesson Atty As Legal Director

Uber Health, the transportation network's year-old platform that allows hospitals and other health care providers to request rides for patients, has hired a McKesson Corp. assistant general counsel as its legal director, the venture confirmed to Law360 on Tuesday.

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Mayer Brown
McDermott Will
Mitchell Silberberg
Morrison & Foerster
Munger Tolles
Nelson Mullins
Ogletree Deakins
Porter Wright
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Schagrin Associates
Seyfarth Shaw
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Sidley Austin
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American Federation of State, County and Municipal Employees
CTIA
Cable News Network Inc.
Comcast Corp.

Delta Air Lines Inc.
Eagle Pharmaceuticals Inc.
Endo International PLC
Ernst & Young
Ethiopian Airlines Enterprise
Fannie Mae
Federalist Society
Ferrara Candy Co.
Freddie Mac
Georgia State University
Henkels & McCoy Inc.
Human Rights Campaign
ICx Technologies, Inc.
International Franchise Association
Judicial Watch Inc.
Juul Labs
Liga Nacional de Futbol Profesional
LinkedIn Corp.
McDonald's Corp.
McKesson Corp.
Murray Energy Corp.
NAACP Legal Defense and Educational Fund Inc.
NBC Sports Group
NBCUniversal Inc.
Nardello & Co.
National Congress of American Indians
National Employment Law Project
New York Times Co.
New York University
Nike Inc.
Public Knowledge
Purdue Pharma LP
Spectrum Management Holding Co.
The Boeing Company
The Coca-Cola Co.
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Wells Fargo & Co.
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Bureau of Citizenship and Immigration Services
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U.S. Senate
U.S. Department of Health and Human Services
U.S. Department of Labor
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California Attorney General's Office
California Supreme Court
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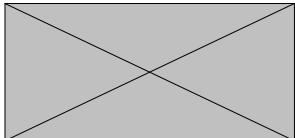
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Friday, May 31, 2019

TOP NEWS

Trump Taps Dorsey & Whitney Atty For Utah Judgeship

President Donald Trump has announced three new judicial nominations to district courts in Utah, New Mexico and the U.S. Virgin Islands, including a former U.S. attorney for the District of Utah currently with Dorsey & Whitney LLP.

[Read full article »](#)

Analysis

FCC's Call-Blocking Plan Weathers Industry Resistance

A fast-approaching FCC vote to expand call-blocking technology faces mounting concern that the move would give carriers too much control over what communications customers can receive, but the agency appears determined to put it in place quickly.

[Read full article »](#)

White House Ups Pressure On Congress To Pass NAFTA 2.0

The Trump administration accelerated its effort Thursday to enact the revised North American Free Trade Agreement by notifying Congress that it will send along implementing legislation for the trilateral accord in short order.

[Read full article »](#)

IRS Aiming For Final BEAT Rules This Summer, Officials Say

The Internal Revenue Service aims to issue final regulations on the base erosion and anti-abuse tax sometime this summer, according to government officials who addressed questions Thursday about how the BEAT applies to insurance transactions.

[Read full article »](#)

Judge Questions Why Roger Stone Thinks He's Singled Out

Evidence seems lacking that special counsel Robert Mueller's team unlawfully targeted GOP operative Roger Stone, the federal judge overseeing his trial on charges of lying and obstruction tied to the investigation of Russian interference in the 2016 election said Thursday.

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BANKING & SECURITIES

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[Hogan Lovells](#)
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[Hughes Hubbard](#)

CLV000114

ICO Issuers Better Mind Australian Law, Watchdog Says

Australia's securities watchdog said Thursday it believes that initial coin offerings and cryptocurrency-related assets are often similar to financial products subject to regulation, and urged businesses involved in such endeavors to be sure they are operating lawfully.

[Read full article »](#)

ENERGY & ENVIRONMENTAL

9th Circ. Revives Lead Ammo Suit Against Forest Service

The Ninth Circuit on Thursday revived environmental groups' lawsuit against the U.S. Forest Service over lead ammunition that's used in Arizona's Kaibab National Forest, which can be ingested by scavenger species — like the California condor — and poison them.

[Read full article »](#)

Enviro Says Texas Barge Facility Should Be Shut Down

An environmental group has sued the Army Corps of Engineers in Texas federal court, alleging it improperly allowed an industrial barge facility to remain active on the state's coast despite the government revoking its permission to operate.

[Read full article »](#)

TRANSPORTATION & INFRASTRUCTURE

Railroads Defend DOT's Inspection Rule Pause At DC Circ.

Railroads urged the D.C. Circuit on Wednesday to dump a labor union's challenge to the federal government's limited suspension of track safety regulations so that BNSF Railway Co. can test a new automated track inspection system.

[Read full article »](#)

SF Taxi Group Seeks To Hit Brakes On Airport Pickup Rules

A San Francisco taxi group asked a California federal judge to halt a new regulation allowing only certain taxicab medallion holders to pick up airport passengers, saying Thursday city officials created the rules to rectify their own mistake of guaranteeing millions of dollars in medallion loans just before Uber and Lyft took off.

[Read full article »](#)

EMPLOYMENT

2nd Circ. Punts Ex-NFLer's Pot Decriminalization Suit To DEA

The Second Circuit on Thursday declined to rule on a former NFL player's suit seeking to decriminalize medical marijuana until he petitions the Drug Enforcement Administration to relax restrictions on the drug.

[Read full article »](#)

Calif. Bill Reclassifying Contractors Advances After Dynamex

California's state Assembly has passed so-called "gig work" legislation that would classify hundreds of thousands of independent contractors — including Lyft and Uber drivers, filmmakers, truck drivers and others — as employees, codifying the California Supreme Court's unprecedented *Dynamex* decision last year.

Husch Blackwell
Kanner & Whiteley
King & Spalding
Klemchuk LLP
Labaton Sucharow
Levin Sedran
LibbyHoopes
Lieff Cabraser
Linklaters
Locks Law Firm
McGuire Law PC
Michel & Associates
Montgomery McCracken
Mooney Green
NastLaw LLC
Offit Kurman
Podhurst Orseck
Prince Lobel
Rimon PC
Stroock & Stroock
Varnell & Warwick
Wachtell Lipton
Wiley Rein

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AAR Corp.
American Bar Association
American Civil Liberties Union
Apple Inc.
Association of American Railroads
BNSF Railway Co.
Center for Biological Diversity
Center on Budget and Policy Priorities
Deutsche Bank AG
Dynamex, Inc.
EE Ltd.
Federal Bar Association
Google Inc.
Home Depot Inc.
Insurance Europe Ltd.
Intel Corp.
Lyft Inc.
NFL Enterprises LLC
National Association of Broadcasters
National Federation of Independent Business
National Rifle Association of America
National Shooting Sports Foundation Inc.
New York Immigration Coalition

[Read full article »](#)

TAX

NJ Atty Can't Challenge Tax Abatements, Appeals Court Says

A New Jersey attorney on Thursday lost his challenge to tax abatements awarded by the city of Newark to two companies after a state appeals court found he lacked standing because he didn't live or pay property taxes in Newark.

[Read full article »](#)

SALT Cap Turning Out To Be No Big Deal, Panelists Say

Despite dire warnings from New York Gov. Andrew Cuomo and others in blue states, there is little evidence that the cap on the deduction for state and local taxes paid has hurt those states or their residents, tax panelists said Thursday.

[Read full article »](#)

IMMIGRATION

Trump Threatens Mexico With 25% Tariff To Stem Immigration

The Trump administration on Thursday announced that it would impose an escalating tariff of up to 25% on all goods imported from Mexico unless the country does more to reduce the flow of migrants across the U.S. southern border.

[Read full article »](#)

Bus Co. Must Pay \$230K To Resolve Alleged H-2B Violations

Houston-based El Expreso Bus Co. agreed to part with almost \$230,000 to resolve the U.S. Department of Justice's claims that the intercity bus service abused the H-2B visa program by favoring temporary foreign workers over American job applicants, the DOJ said Wednesday.

[Read full article »](#)

New Evidence Shows Redistricting Pro Behind Census Query

Immigrant advocates fighting the addition of a citizenship question on the 2020 Census have unearthed evidence that top administration officials knew early on that adding the question would help Republicans and hurt Democrats in redistricting, the advocates said in letters filed in New York federal court and the U.S. Supreme Court on Thursday.

[Read full article »](#)

TELECOMMUNICATIONS

FCC Should Reorganize Around Function, Strategists Say

The Federal Communications Commission should reorganize itself to account for convergence in the media and telecom industries rather than continuing to operate with compartmentalized bureaus based on industry lines that have long since blurred, a group of former officials and consultants told the agency.

[Read full article »](#)

Small Broadcasters Urge FCC To Keep Ownership Controls

Small radio stations pushed back on proposals by the Federal Communications Commission to loosen media ownership rules in filings posted Wednesday, saying that making those changes could push out independent operators as big companies gobble up more market share to compete with online outlets.

Panasonic Corporation
Phoebe Putney Health System Inc.

Public Knowledge
QUALCOMM Inc.
Samsung Electronics Co. Ltd.
Sierra Club

Spotify Technology SA
Tax Foundation
Twitter Inc.
United Continental Holdings Inc.
United States Telecom Association
Urban-Brookings Tax Policy Center
Vodafone Group PLC
Wal-Mart Stores Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Attorney Registration and Disciplinary Commission
Bureau of Citizenship and Immigration Services
Bureau of Industry and Security
California Supreme Court
Centers for Medicare & Medicaid Services
Department of Commerce
Drug Enforcement Administration
European Commission
Executive Office of the President
Federal Communications Commission
Federal Railroad Administration
Federal Trade Commission
Internal Revenue Service
Massachusetts Supreme Judicial Court
NAFTA

Nevada Attorney General's Office
Nevada Legislature
New York Attorney General's Office
San Francisco International Airport
Securities and Exchange Commission
Solicitors Regulation Authority
U.S. Army
U.S. Attorney's Office
U.S. Department of Agriculture
U.S. Department of Homeland Security

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EXPERT ANALYSIS

Opinion

Huawei Ban Creates Challenge For Int'l Antitrust Enforcement

As illustrated by Google's decision to suspend all business with Huawei, recent White House trade restrictions may have opened a Pandora's box that threatens to shake the foundations of effective competition and consumer welfare well beyond the United States' borders, says Christian Peeters at DWF.

[Read full article »](#)

Employer Visa Challenges Inspire Forward-Thinking Bill

A recent uptick in nonimmigrant visa denials has caused uncertainty for many U.S. employers, but the proposed Immigration Innovation Act could help reform existing law and slash many of the restrictive policies that have ensued in recent years, say Sanjee Welivitigoda and Xavier Francis of Berry Appleman.

[Read full article »](#)

What To Know About Updates To Nevada's Online Privacy Law

While not as far-reaching as the California Consumer Privacy Act, legislation recently passed by the Nevada Assembly amends the state's existing online privacy notice statutes in two notable ways, say attorneys at Husch Blackwell.

[Read full article »](#)

Can The Affordable Care Act Survive The Latest Challenge?

With Texas v. U.S. likely headed to the U.S. Supreme Court, the court's reasoning in prior Affordable Care Act litigation offers insight into whether the ACA minus the individual mandate can withstand this constitutional challenge, say Michael King and Emily Felder of Brownstein Hyatt.

[Read full article »](#)

LEGAL INDUSTRY

The 2019 Law360 Glass Ceiling Report

Our annual survey of the largest U.S. law firms again shines a light on the lack of parity for female attorneys in private practice.

[Read full article »](#)

#MeToo's Reach Falling Short Of BigLaw Rainmakers

BigLaw is continuing to evade the problem of rainmakers committing sexual harassment or undercutting women and minority lawyers, a panel of experts said Thursday.

[Read full article »](#)

DLA Piper Name Used As Bait In Fake Lawyer Phishing Scam

Email scammers have been masquerading as attorneys from the U.K. arm of DLA Piper, the Solicitors Regulation Authority warned on Wednesday, the latest in a string of email scams that co-opt the names of authentic British firms and personnel.

[Read full article »](#)

No-Show Deutsche Bank Whistleblower Loses Dismissal Bid

A Deutsche Bank whistleblower, facing a lawsuit by Canadian consultants seeking a

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of Transportation

U.S. Forest Service

U.S. House of Representatives

U.S. Immigration and Customs Enforcement

U.S. Supreme Court

cut of his \$8.25 million U.S. Securities and Exchange Commission award, got bad news on his dismissal bid from a New York state court judge Thursday — but no one on his team was there to hear it.

[Read full article »](#)

IP Atty's Ex-Wife Looks To Win His 401(k) Funds

The ex-wife of a former Eaton & Van Winkle LLP intellectual property attorney has urged a New York federal judge to award her the funds in a 401(k) plan he had with the firm, the latest move in a fight over whether she or the lawyer's current wife should get the money.

[Read full article »](#)

Mass. Judge Charged With Aiding ICE Escape Asks For Salary

A Massachusetts state judge charged with helping an immigrant escape U.S. Immigration and Customs Enforcement custody may soon need to choose between keeping her home and mounting a strong defense, her lawyers told the state's top court Thursday in a bid to reinstate her salary.

[Read full article »](#)

Law360's Weekly Verdict: Legal Lions & Lambs

A team of Varnell & Warwick PA and nonprofit attorneys made this week's legal lions list with a high court win on class action removal practices, while Montgomery McCracken Walker & Rhoads LLP was among the legal lambs after a jury slammed its client with up to \$68 million in damages.

[Read full article »](#)

Podcast

Law360's Pro Say: Will The Glass Ceiling Ever Break?

For years women have been looking around their law firms and seeing mostly men in leadership. When will things change? On the latest episode of Law360's Pro Say podcast we discuss our annual Glass Ceiling report, which reveals a glacial pace for increased gender parity in the law, and we talk to one prominent female attorney who managed to crack the glass ceiling.

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DWF LLP
DeCotiis FitzPatrick
Dorsey & Whitney
Eaton & Van Winkle LLP
Fennemore Craig
Foley Hoag
Fried Frank
Gibson Dunn
Halloran Farkas
Hassard Bonnington
Hogan Lovells
Holland & Knight
Hughes Hubbard
Husch Blackwell
Kanner & Whiteley
King & Spalding
Klemchuk LLP
Labaton Sucharow
Levin Sedran
LibbyHoopes
Lieff Cabraser
Linklaters
Locks Law Firm
McGuire Law PC
Michel & Associates
Montgomery McCracken
Mooney Green
NastLaw LLC
Offit Kurman
Podhurst Orseck
Prince Lobel
Rimon PC
Stroock & Stroock
Varnell & Warwick
Wachtell Lipton
Wiley Rein

COMPANIES

American Civil Liberties Union
Google Inc.
Lyft Inc.
NFL Enterprises LLC
AAR Corp.
American Bar Association
Apple Inc.
Association of American Railroads
BNSF Railway Co.
Center for Biological Diversity
Center on Budget and Policy Priorities
Deutsche Bank AG

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EE Ltd.
Federal Bar Association
Home Depot Inc.
Insurance Europe Ltd.
Intel Corp.
National Association of Broadcasters
National Federation of Independent Business
National Rifle Association of America
National Shooting Sports Foundation Inc.
New York Immigration Coalition
Panasonic Corporation
Phoebe Putney Health System Inc.
Public Knowledge
QUALCOMM Inc.
Samsung Electronics Co. Ltd.
Sierra Club
Spotify Technology SA
Tax Foundation
Twitter Inc.
United Continental Holdings Inc.
United States Telecom Association
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Vodafone Group PLC
Wal-Mart Stores Inc.

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U.S. Department of Justice
U.S. Supreme Court
Federal Communications Commission
U.S. Attorney's Office
Bureau of Citizenship and Immigration Services
Department of Commerce
Executive Office of the President
NAFTA
Securities and Exchange Commission
U.S. Department of Labor
Army Corps of Engineers
Attorney Registration and Disciplinary Commission
Bureau of Industry and Security
California Supreme Court
Centers for Medicare & Medicaid Services
Drug Enforcement Administration
European Commission
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Internal Revenue Service
Massachusetts Supreme Judicial Court
Nevada Attorney General's Office
Nevada Legislature
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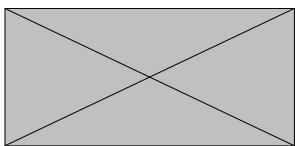
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CLV000121

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 1/16/2019 9:27:47 AM
Subject: Judiciary Says It Will Stay Fully Funded Through Next Week



PUBLIC POLICY.

Wednesday, January 16, 2019

TOP NEWS

Judiciary Says It Will Stay Fully Funded Through Next Week

The administrative agency of the federal court system said Tuesday that federal courts will have enough funding to continue operating until Jan. 25 despite the government shutdown, the second time the courts have extended the estimated date when they will have to start cutting staff. [Read full article »](#)

DC Circ. Can't Agree On DOJ Stay Requests, Judge Contends

The D.C. Circuit is being inconsistent about whether to pause cases involving the government during the ongoing federal shutdown, a judge on the appeals court said Tuesday, dissenting as a panel refused to delay briefing in a regulatory challenge. [Read full article »](#)

Barr Pledges Independence In Oversight Of Mueller Probe

President Donald Trump's nominee for attorney general pledged at his Senate confirmation hearing Tuesday that he would allow Special Counsel Robert Mueller's investigation into Russian interference in the 2016 presidential election to keep running independently. [Read full article »](#)

Senate Tax Panel Head Open To Renewing Credits For 1 Year

The chairman of the U.S. Senate Finance Committee told reporters Tuesday that he would be open to retroactively renewing expired tax credits that were included in legislation passed by the U.S. House of Representatives for a one-year period. [Read full article »](#)

High Court Wary Of Skipped HHS Rulemaking On Hospital Pay

U.S. Supreme Court justices on Tuesday appeared skeptical of the U.S. Department of Health and Human Services' refusal to conduct notice-and-comment rulemaking when outlining a Medicare reimbursement policy that affects billions of dollars in hospital payments. [Read full article »](#)

Justices Mull Class Action Removal In Home Depot Appeal

U.S. Supreme Court justices grappled with Home Depot's call to close what it views as a loophole in the Class Action Fairness Act's removal protections during oral arguments Tuesday in a case that started out as a debt-collection suit between a bank and a North Carolina man. [Read full article »](#)

Treasury Adds Commodities Exception In Transition Tax Rules

The U.S. Department of the Treasury crafted a "narrow" exception for some commodities and derivatives contracts from the 15.5 percent transition tax under the 2017 tax code overhaul, in final regulations issued Tuesday. [Read full article »](#)

Analysis

Citizenship Question Ruling Offers Model For Peer Courts

A New York federal judge laid out exhaustive arguments for why U.S. Commerce Secretary Wilbur Ross violated the Administrative Procedure Act by including a

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Estrella LLC
Fenwick & West
Foley Hoag
Freeman Mathis
Gibson Dunn
Goulston & Storrs
GrayRobinson
Greenberg Traurig
Herbert Smith Freehills
Hunton Andrews Kurth
Hyman Phelps
Ifrah Law
Jacobson Burton
Jones Day
Kabateck LLP
Kilpatrick Townsend
Kirkland & Ellis
Klein Moynihan
Latham & Watkins
LeClairRyan
Littler Mendelson
Mayer Brown

CLV000122

question about citizenship status on the 2020 census Tuesday, offering a road map for other pending legal challenges and anticipating issues in a likely appeal, attorneys said. [Read full article »](#)

ENERGY & ENVIRONMENTAL

Analysis

CWA Shift Pushes Calif., States Toward Stricter Water Regs

California is close to finalizing new protections for its wetlands in response to the Trump administration's proposal to redefine which waters are subject to federal Clean Water Act jurisdiction, leading the way for like-minded states that could use their considerable authority to counteract a new definition they see as inadequate. [Read full article »](#)

HEALTH & LIFE SCIENCES

Gottlieb Says 400 FDA Staff Back On Inspections

The head of the U.S. Food and Drug Administration on Tuesday said on Twitter that 400 agency staff members are being called back from furlough to carry out high-risk inspections for food, drugs and medical devices. [Read full article »](#)

Dems Seek Senate Intervention In 5th Circ. ACA Case

Senate Democrats pushed the chamber and its general counsel Tuesday to intervene in a blockbuster legal feud over the Affordable Care Act, introducing a resolution that mirrors one passed by the House seeking to reverse a Texas federal judge's striking of the law. [Read full article »](#)

MEDIA & ENTERTAINMENT

In Reversal, DOJ Says Wire Act Applies To All Online Gaming

The Department of Justice has broadened restrictions on online gaming, saying the Wire Act's prohibitions against interstate gambling apply to non-sports betting, in a decision that is likely to see pushback from states and online gambling companies, according to legal experts. [Read full article »](#)

NJ Sees \$1.25B Wagered In Legal Sports Betting In 2018

Sports betting in New Jersey totaled \$1.25 billion in wagers in 2018, a year that saw it become legal in the Garden State, with tax revenues totaling just over \$10 million and revenues for operators coming in at \$94 million since June, the New Jersey Division of Gaming Enforcement announced. [Read full article »](#)

INSURANCE

NY Title Insurance Kickback Rule Revived On Appeal

A New York state appellate court ruled Tuesday that the state Department of Financial Services had the power to ban title insurance companies from wining and dining lawyers and others who could refer business to them, paring back a lower court's ruling that struck down the regulation. [Read full article »](#)

EMPLOYMENT

Analysis

Dems' \$15 Minimum Wage Push Tees Up Pitched Battle

Congressional Democrats are planning to introduce legislation Wednesday that would lift the federal minimum wage to \$15 by 2024, setting the stage for what could be a protracted battle over where the national wage floor should be. Could the ensuing debate on Capitol Hill lead to the first federal minimum wage increase in a decade?

McDermott Will

Murphy & King

Ogletree Deakins

Orrick Herrington

Paul Hastings

Pierce Bainbridge

Pillsbury Winthrop

Quinn Emanuel

Reed Smith

Ropes & Gray

Skadden

Steptoe & Johnson LLP

Wagner Law Group APC

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Air Transport Association of America

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American Bar Association

American Civil Liberties Union

American International Group Inc.

Aon Corporation

Aspen Insurance Holdings Limited

Cable News Network Inc.

Center for Justice

Citigroup Inc.

Dow Jones & Co.

Elevate Services Inc.

Eris Group LLC

Ferrari SpA

Garretson Resolution Group

Google Inc.

Home Depot Inc.

Institutional Shareholder Services Inc.

Intel Corp.

International Underwriting Association of London Ltd.

Investors Bancorp Inc.

Jardine Lloyd Thompson Group PLC

KPMG International

Lambda Legal Defense & Educational Fund

Lloyd's Market Association

MS Amlin PLC

Major League Baseball Inc.

Mexican American Legal Defense and Education Fund

Minor League Baseball

Mylan NV

NASDAQ OMX Group Inc.

NFL Enterprises LLC

[Read full article »](#)

NY Lawmakers Pass Bill Banning Transgender Discrimination

New York state lawmakers on Tuesday passed a bill to outlaw gender identity-based discrimination, bringing an end to a 16-year push to get the legislation on the governor's desk. [Read full article »](#)

Analysis

MLB Deal To Open Door For Cuban Players Is No Home Run

A new deal between Major League Baseball and the Cuban Baseball Federation has the potential to open the floodgates for Cuban-born baseball players to play professionally in the U.S. without having to defect, but the regulatory changes that made the deal possible could be primed for a reversal. [Read full article »](#)

COMPETITION

Brazil Says Aviation Insurers Have Been Swapping Info

Brazil's antitrust authority has launched an investigation into whether American International Group Inc. and 10 other companies in the aviation and aerospace insurance industry affected competition in the country by sharing sensitive pricing information. [Read full article »](#)

CONSUMER PROTECTION

Brewery Hops On Shutdown Suit Bandwagon Over IPA Label

Atlas Brew Works LLC hit the federal government with a First Amendment complaint in D.C. federal court Tuesday, challenging a law that requires beer sellers to have their labels approved by the Federal Alcohol Administration, which it hasn't been doing because of the shutdown. [Read full article »](#)

GOVERNMENT CONTRACTS

Barr Walks Back Anti-False Claims Act Whistleblower Views

U.S. attorney general nominee William Barr on Tuesday walked back previous comments about the False Claims Act's whistleblower provisions' being an "abomination" and unconstitutional, saying he would "diligently enforce" the law if confirmed to lead the U.S. Department of Justice. [Read full article »](#)

INTERNATIONAL TRADE

White House Trims Davos Delegation Amid New China Talks

President Donald Trump has trimmed down his team of administration officials set to attend the World Economic Forum held in Davos, Switzerland, later this month, the White House said on Tuesday, days after the president announced that he would skip this year's international conference amid renewed talks with China. [Read full article »](#)

Senate Moves To Challenge Russian Oligarch Sanctions Deal

The U.S. Senate pushed ahead Tuesday to potentially overturn a deal the Trump administration reached in December to ease sanctions against three companies controlled by a Russian oligarch with close Kremlin ties. [Read full article »](#)

BANKRUPTCY

Puerto Rico Fed Board Looks To Invalidate \$6B In Bond Debt

A federally-appointed board tasked with overseeing Puerto Rico's monumental debt restructuring joined with the island's unsecured creditors Monday to demand that \$6

National Basketball Association

National Collegiate Athletic Association

National Congress of American Indians

National Employment Law Project

National Federation of Independent Business

National Hockey League

New York Times Co.

Ohio Public Employees Retirement System

Pennsylvania Bar Association

Seiko Epson Corp.

TSR Inc.

Tokio Marine Holdings

Twitter Inc.

U.S. Chamber of Commerce

VTB Bank

Willis Towers Watson PLC

World Economic Forum

XL Catlin

Zeughauser Group LLC

GOVERNMENT AGENCIES

Animal and Plant Health Inspection Service

Army Corps of Engineers

Bureau of Citizenship and Immigration Services

Bureau of Indian Affairs

California Department of Justice

Cherokee Nation

Department of Commerce

Employee Benefits Security Administration

Equal Employment Opportunity Commission

European Commission

European Union

Executive Office for Immigration Review

Federal Aviation Administration

Federal Bureau of Investigation

Federal Communications Commission

Financial Conduct Authority

Fish and Wildlife Service

Florida House of Representatives

Food Safety and Inspection Service

Food and Drug Administration

Indian Health Service

Internal Revenue Service

billion in general obligation bond debt be wiped out, arguing the bonds violated provisions in the Puerto Rican Constitution when they were issued a few years ago. [Read full article »](#)

IMMIGRATION

Citizenship Question Blocked From 2020 Census

A New York federal judge on Tuesday struck down the Trump administration's inclusion of a question about citizenship status on the 2020 census, finding that U.S. Commerce Secretary Wilbur Ross had violated the Administrative Procedure Act in ignoring how it would harm response rates for Hispanic and noncitizen households. [Read full article »](#)

No Shutdown Pause In Child Refugee Detention Policy Fight

A Manhattan federal judge on Tuesday ordered the Trump administration to proceed with two proposed class actions claiming child refugees are being subjected to unreasonable custody delays, finding "good and sufficient reason" to order civil litigation technically sidelined by the partial government shutdown to stay on track. [Read full article »](#)

Shutdown Causes 43K Canceled Immigration Court Hearings

Nearly 43,000 immigration court hearings have been canceled since the federal government shut down in late December, according to new data from Syracuse University, wreaking havoc on the already overstuffed immigration courts and opening up individuals with valid immigration claims to yearslong delays. [Read full article »](#)

NATIVE AMERICAN

States Urge 5th Circ. To Reverse ICWA Invalidation Order

California, Massachusetts, Illinois and New Jersey have joined over a dozen states that are throwing support behind four tribes and the federal government as they seek to overturn a decision deeming the Indian Child Welfare Act unconstitutional, arguing that the statute provides critical protections for Native American children and their families. [Read full article »](#)

Shutdown Draining Tribes, National Parks, Dem Panel Told

A Democratic committee heard testimony Tuesday about the ongoing federal shutdown, with House Democrats blaming President Donald Trump for the shutdown and hearing testimony detailing the shutdown's worsening impact on Native Americans and public lands. [Read full article »](#)

TELECOMMUNICATIONS

FCC Member Urges Incentive Auction For Education Spectrum

A Democratic member of the Federal Communications Commission made a case Tuesday for consolidating and auctioning off dormant spectrum licenses held by educational institutions, saying the revenue generated by a sale could fund projects to increase broadband access in students' schools and homes. [Read full article »](#)

1st Amendment Protects NY Public Access TV, Justices Told

The U.S. Supreme Court should stand behind a Second Circuit ruling classifying public access television networks as state actors who should be held accountable for upholding First Amendment rights, the documentarian whose firing prompted the litigation that resulted in the ruling said. [Read full article »](#)

WHITE COLLAR

Prosecutors Give Peek At Evidence Of Manafort's Alleged Lies

International Trade Commission
Morongo Band of Mission Indians
National Archives and Records Administration
National Park Service
New York Attorney General's Office
New York State Department of Financial Services
Office of Foreign Assets Control
Pennsylvania Department of Revenue
Pueblo of Laguna of New Mexico
Quinault Indian Nation
Securities and Exchange Commission
Shawnee Tribe
Small Business Administration
U.S. Army
U.S. Attorney's Office
U.S. Census Bureau
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court
United Nations
Vermont Natural Resources Agency

Prosecutors working for special counsel Robert Mueller made public a heavily redacted filing Tuesday laying out evidence that former Donald Trump presidential campaign chairman Paul Manafort lied to federal investigators in violation of an agreement last year in which Manafort pled guilty to obstructing Mueller's investigation into Russian election interference. [Read full article »](#)

PEOPLE

Wagner Law Group Grows DC Office With Ex-DOL Atty

The Wagner Law Group, a primarily East Coast-based law firm that specializes in employee benefits law, has hired a longtime U.S. Department of Labor official to serve as of counsel in its Washington, D.C., office, adding an attorney with more than 30 years of experience working with the Employee Retirement Income Security Act to its staff, the firm has announced. [Read full article »](#)

Florida's GrayRobinson Picks Up DC Lobbying Firm

GrayRobinson PA is acquiring Washington, D.C.-based lobbying firm Eris Group LLC, extending the Florida firm's lobbying capabilities beyond the state and helping it serve clients at a federal level, the firm announced Tuesday. [Read full article »](#)

EXPERT ANALYSIS

Grand Jury Secrecy And The Release Of The Mueller Report

As the Senate Judiciary Committee questions attorney general nominee William Barr on Special Counsel Robert Mueller's investigation, former federal prosecutor John Fleder examines whether grand jury secrecy will permit the attorney general to submit parts, or all, of the highly anticipated Mueller report to Congress and/or the public. [Read full article »](#)

What To Expect In Environmental Law In 2019

From a business perspective, the environmental law developments that are likely to have the most immediate domestic consequences in the coming year are air- and water-related litigation and regulations, say attorneys with Reed Smith LLP. [Read full article »](#)

Opinion

Eyeballs Are Better Than Border Walls

My rough calculations suggest "extreme vetting" of U.S. visa applicants could be as good as building a wall, and the human and economic costs would be much less, says Stephen Pazan, special counsel at Barket Epstein Kearon Aldea and LoTurco LLP and a former consular officer with the U.S. Department of State. [Read full article »](#)

Transparency Versus Confidentiality In 2019 Tax Disputes

The growing tension between government promises of transparency and taxpayers' right to confidentiality is likely to continue this year, as highlighted by two recent developments in Pennsylvania and California, say Tim Gustafson and Mike Le of Pillsbury Winthrop Shaw Pittman LLP. [Read full article »](#)

2019 Annual Meeting And Reporting Considerations: Part 2

In this installment of their four-part series, attorneys at Skadden Arps Slate Meagher & Flom LLP offer insights to companies on executive compensation matters for 2019 — including pay ratio and hedging disclosures, say-on-pay votes and changes in pay practices due to the Tax Cuts and Jobs Act. [Read full article »](#)

Why AFAs Are Key To The Future Of Legal Practice

Alternative fee agreements can help align law firm and client interests, increase efficiency and eliminate corporate extortion, among other benefits. They are the best thing to happen to the practice of law in decades, says Kelly Eisenlohr-Moul at Dinsmore & Shohl LLP. [Read full article »](#)

LEGAL INDUSTRY

Boston Ripe With Opportunities For Firm Growth

About one in three small and midsize firms in Boston are open to a combination with another firm, according to a survey of law firm leaders released Tuesday, as the city continues to be a locus of growth for firms aiming to develop their presence in the market. [Read full article »](#)

Blank Rome Can Arbitrate Ex-Dickstein Partners' \$4M Suit

A Los Angeles judge told a group of former Dickstein Shapiro LLP partners Tuesday they must arbitrate claims that Blank Rome LLP mischaracterized its hire of more than 100 lawyers from the now-defunct Dickstein as an asset sale, rather than a merger, to avoid paying the former partners \$4 million. [Read full article »](#)

Quinn Emanuel Partner Dies After Lung Cancer Battle

Quinn Emanuel Urquhart & Sullivan LLP partner Steve Anderson, a founding member of the firm's patent practice, has died after a 15-year battle with lung cancer, the firm has announced. [Read full article »](#)

Firms Turn To Creative Benefits To Attract Legal Talent

In-house and law firm lawyers are increasingly looking for nontraditional perks such as flexible work arrangements and paid meals in addition to six-figure salaries and hefty bonuses, according to a report released Tuesday. [Read full article »](#)

Legal Tech Download: PE Investments, Acquisitions, AI

The world of legal technology is evolving quickly, with new products coming to market in rapid succession. Here, Law360 takes a look at six recent developments. [Read full article »](#)

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Goulston & Storrs
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Ogletree Deakins
Orrick Herrington
Paul Hastings
Pierce Bainbridge
Pillsbury Winthrop
Quinn Emanuel
Reed Smith
Ropes & Gray
Skadden
Steptoe & Johnson LLP
Wagner Law Group APC

COMPANIES

Twitter Inc.
Major League Baseball Inc.
New York Times Co.
Air Transport Association of America
Allina Health System Inc.
American Bar Association
American Civil Liberties Union
American International Group Inc.
Aon Corporation
Aspen Insurance Holdings Limited
Cable News Network Inc.
Center for Justice
Citigroup Inc.
Dow Jones & Co.
Elevate Services Inc.
Eris Group LLC
Ferrari SpA
Garretson Resolution Group
Google Inc.
Home Depot Inc.
Institutional Shareholder Services Inc.
Intel Corp.

International Underwriting Association of London Ltd.
Investors Bancorp Inc.
Jardine Lloyd Thompson Group PLC
KPMG International
Lambda Legal Defense & Educational Fund
Lloyd's Market Association
MS Amlin PLC
Mexican American Legal Defense and Education Fund
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Mylan NV
NASDAQ OMX Group Inc.
NFL Enterprises LLC
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National Congress of American Indians
National Employment Law Project
National Federation of Independent Business
National Hockey League
Ohio Public Employees Retirement System
Pennsylvania Bar Association
Seiko Epson Corp.
TSR Inc.
Tokio Marine Holdings
U.S. Chamber of Commerce
VTB Bank
Willis Towers Watson PLC
World Economic Forum
XL Catlin
Zeughauser Group LLC

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
U.S. Department of the Treasury
Equal Employment Opportunity Commission
Federal Bureau of Investigation
Internal Revenue Service
U.S. Department of Health and Human Services
Department of Commerce
Federal Communications Commission
U.S. Department of Agriculture
U.S. Department of Labor
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Senate
Animal and Plant Health Inspection Service
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
California Department of Justice
Cherokee Nation

Employee Benefits Security Administration
European Commission
European Union
Executive Office for Immigration Review
Federal Aviation Administration
Financial Conduct Authority
Fish and Wildlife Service
Florida House of Representatives
Food Safety and Inspection Service
Food and Drug Administration
Indian Health Service
International Trade Commission
Morongo Band of Mission Indians
National Archives and Records Administration
National Park Service
New York Attorney General's Office
New York State Department of Financial Services
Office of Foreign Assets Control
Pennsylvania Department of Revenue
Pueblo of Laguna of New Mexico
Quinault Indian Nation
Securities and Exchange Commission
Shawnee Tribe
Small Business Administration
U.S. Army
U.S. Attorney's Office
U.S. Census Bureau
U.S. Customs and Border Protection
U.S. Department of Homeland Security
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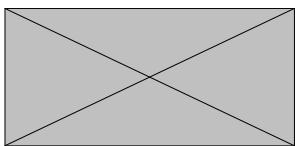
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 1/17/2019 9:42:20 AM
Subject: Trump Nominates Jackson Walker, Greenberg Vets To Bench



PUBLIC POLICY.

Thursday, January 17, 2019

TOP NEWS

Trump Nominates Jackson Walker, Greenberg Vets To Bench

President Donald Trump named Greenberg Traurig LLP and Jackson Walker LLP attorneys among his latest batch of judicial nominees Wednesday, with this round aimed at filling seats in Arizona, Louisiana, North Dakota and Texas. [Read full article »](#)

Trump Signs Bill Promising Back Pay To Furloughed Workers

President Donald Trump signed a bill Wednesday to give furloughed federal workers back pay after the end of the partial government shutdown, which, as of his signing, was in its 26th day — the longest in U.S. history. [Read full article »](#)

Latest Shutdown-Ending Deal Spinning Out At Starting Line

Key Republicans have so far shied away from signing onto the latest effort to end a showdown over President Donald Trump's demand for \$5.7 billion in funding for a Mexican border wall, in the form of a letter calling for a brief funding reprieve to negotiate a compromise. [Read full article »](#)

GSA Ignored Constitution In Trump Hotel Analysis: OIG

The U.S. General Services Administration wrongly failed to consider potential constitutional violations when it looked into a possible breach of the lease for the federal building in Washington, D.C., that is now the Trump International Hotel, resulting in continued uncertainty over the lease, a GSA watchdog said Wednesday. [Read full article »](#)

Analysis

Barr Shows He Is Mostly In Tune With DOJ Antitrust

Big isn't necessarily bad, William Barr told lawmakers Tuesday in one of several areas where the attorney general nominee largely aligned with the existing views of the U.S. Department of Justice's Antitrust Division, absent a Time Warner-sized hole. [Read full article »](#)

Republicans Shower AG Pick With Praise After Hearing

At the end of William Barr's confirmation hearing for U.S. attorney general Wednesday, the Republicans who control advancing his nomination had glowing reviews for his performance, signaling a smooth path to confirmation amid Democratic grumblings about his views on the special counsel's investigation. [Read full article »](#)

Justices Weigh 21st Amendment's Scope In Wine Sales Case

On Wednesday, 100 years to the day after the United States ratified a constitutional amendment making alcohol sales illegal, the U.S. Supreme Court heard arguments in a referendum on the scope of the amendment that made it legal once more and gave individual states broad discretion to regulate the industry. [Read full article »](#)

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Greenberg Traurig
Hogan Lovells
Hunton Andrews Kurth
Jackson Walker
Jenner & Block
Jones Day
K&L Gates
Kay Griffin
Kilpatrick Townsend
King & Spalding
Kirkland & Ellis
Klee Tuchin
Littler Mendelson
Lowenstein Sandler
McDermott Will
Morgan Lewis
O'Melveny & Myers

FHFA Won't Defend Leadership Structure Before Full 5th Circ.

The Federal Housing Finance Agency has told the full Fifth Circuit that it won't defend the constitutionality of the for-cause removal protection enjoyed by directors of the agency, a move that comes about a week before the court will sit for en banc rehearing in the case. [Read full article »](#)

OCC Chief Hopes To Work With Rep. Waters On CRA, Fintech

The Office of the Comptroller of the Currency's top official said Wednesday he's "excited" the Community Reinvestment Act and fintech policy are key issues for Rep. Maxine Waters, the new Democratic chair of the House Financial Services Committee, and doesn't expect his agency's work to be affected by the committee's tilt to the left. [Read full article »](#)

ENERGY & ENVIRONMENTAL

Analysis

PG&E's Ch. 11 Is Climate Change Wake-Up Call For Utilities

Pacific Gas & Electric Co.'s plan to seek bankruptcy protection to address crippling liabilities for California wildfires should ring alarm bells for utilities, regulators and lawmakers in other states and force them to examine whether the current utility business model can accommodate climate change-related risks to energy infrastructure, policy experts say. [Read full article »](#)

Enviros Lose Fight Over BLM's Nevada Oil & Gas Lease Sale

A Nevada federal judge rejected claims brought by the Center for Biological Diversity and Sierra Club that the U.S. Bureau of Land Management did not conduct a thorough environmental review before offering oil and gas leases on nearly 200,000 acres of land. [Read full article »](#)

Wheeler 'Almost As Extreme' As Former EPA Head, Dem Says

Senate Democrats harshly criticized acting U.S. Environmental Protection Agency chief Andrew Wheeler for his stances on climate change, auto emissions, mercury pollution standards and other issues at his confirmation hearing Wednesday, with one senator saying the positions "appear to be almost as extreme as his predecessor's." [Read full article »](#)

Senate Dem Decries Shutdown Of Chemical Accident Probes

A tiny federal agency that investigates chemical spills and related incidents in the energy sector can't do its job during the government shutdown, putting crucial probes into the causes of industrial accidents at risk, Democratic Sen. Tim Kaine of Virginia said Wednesday. [Read full article »](#)

Vistra Coal Plant Can't Dodge Enviros' Emissions Claims

An Illinois federal judge told a Vistra Energy Corp.-owned coal-fired power plant it should avoid "arguing around the edges" of his earlier finding that its emissions violated the Clean Air Act, but declined to immediately rule in favor of environmental groups looking to hold it accountable for recent violations. [Read full article »](#)

HEALTH & LIFE SCIENCES

Pa. Faces Suit Over Medicaid-Funded Abortion Ban

A group of women's health care providers has argued that a Pennsylvania statute largely banning Medicaid dollars from covering abortions should be struck down as a violation of equal protection rights under the state constitution. [Read full article »](#)

Texas Sued Over Ending Home Health Care Reimbursement

A group of home health agencies has sued the Texas Health and Human Services Commission, alleging that without court intervention each will soon go out of business, and Texans will go without needed medical care, because of a recent decision by the state agency to discontinue reimbursement for telemonitoring services. [Read full article »](#)

O'Neill & Borges

Paul Hastings

Paul Weiss

Pepper Hamilton

Pietrantoni Mendez

Polsinelli

Proskauer Rose

Quarles & Brady

Quinn Emanuel

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Robbins Russell

Ropes & Gray

Saul Ewing

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Steptoe & Johnson LLP

Stoel Rives

Sullivan & Cromwell

Troutman Sanders

Vogel Law Firm

Warshaw Burstein

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Willkie Farr

WilmerHale

Zuckerman Spaeder

COMPANIES

AT&T Inc.

Aegerion Pharmaceuticals Inc.

American Arbitration Association

American Bar Association

American Chemical Society Inc.

American Civil Liberties Union

American College of Trial Lawyers

Avis Budget Group Inc.

Berkadia Commercial Mortgage LLC

BlackRock Inc.

C.H. Robinson Worldwide Inc.

Cable News Network Inc.

California State Teachers Employees' Retirement System

Casey Family Programs

Center for American Progress

Center for Biological Diversity

Circuit City Stores Inc.

Clayton Homes Inc.

Comerica Inc.

Convergys Corp.

DHL International GmbH

MEDIA & ENTERTAINMENT

Gaming Cos. Get 90-Day Grace Period After Wire Act Changes

The Department of Justice has officially declared a 90-day grace period for online gambling businesses to comply with an abrupt change in its interpretation of the Wire Act, which bucked previous guidance and found that all non-sports interstate gambling runs afoul of the law. [Read full article »](#)

REAL ESTATE

Becker & Poliakoff Launches Opportunity Zone Practice

Becker & Poliakoff PA has launched a multidisciplinary opportunity zone practice to help clients navigate investing in the new low-income zones established by the 2017 tax reform law, the firm announced. [Read full article »](#)

EMPLOYMENT

Dems Float \$15 Federal Minimum Wage

Congressional Democrats on Wednesday unveiled a plan to raise the federal minimum wage to \$15 by 2024 while providing for subsequent increases tied to national wage growth and phasing out subminimum wages for youth and tipped workers and people with disabilities. [Read full article »](#)

COMPETITION

EU Top Court Reverses Watchdog's Block Of UPS-TNT Merger

Europe's highest court on Wednesday upheld a lower court order annulling the European Commission's decision to block United Parcel Service Inc.'s failed \$6.8 billion merger with Dutch delivery service TNT Express NV. [Read full article »](#)

CYBERSECURITY & PRIVACY

Analysis

Ongoing Gov't Shutdown Leaves Cyber Risks Unchecked

The lingering government shutdown doesn't bode well for critical efforts to protect the nation from increasingly sophisticated cyberthreats, leaving gaping holes in agencies' ability to monitor threats, pursue bad actors and provide crucial aid to private companies, experts say. [Read full article »](#)

Rubio Proposes Privacy Bill That Overrides State Data Laws

Sen. Marco Rubio, R-Fla., on Wednesday introduced a national data privacy bill that would give Congress, not the Federal Trade Commission, the ability to write federal privacy rules — and which would override stringent state regulations. [Read full article »](#)

PERSONAL INJURY

Sen. Wants USOC Under Microscope Amid Abuse Scandals

Sen. Cory Gardner (R-Colo.) introduced a bill Wednesday to create a congressional commission that would examine the structure of the U.S. Olympic Committee amid a series of sexual abuse scandals, most notably the case of former Olympic gymnastics team doctor Larry Nassar, who is facing claims from hundreds of women. [Read full article »](#)

Deutsche Post
Drexel University
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Facebook
Fannie Mae
FedEx Corp.
Freddie Mac
Georgia State University
Google Inc.
Institutional Shareholder Services Inc.
Intermountain Healthcare Inc.
International Centre for Dispute Resolution
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National Telephone Cooperative Association
Natural Resources Defense Council
New York Times Co.
PG&E Corporation
Panasonic Corporation
Pittsburgh Steelers
Planned Parenthood Federation
Procter & Gamble Co.
Public Knowledge
Raymour & Flanigan Furniture
Reed Elsevier
Robert Half International Inc.
Service Employees International Union
Sierra Club
Sinclair Broadcast Group, Inc.
Spectrum Management Holding Co.
Spencer Stuart Inc.
State Street Global Advisors Inc.
Stryker Corp.
TNT Express
The Hershey Company
Total Wine & More
Tribune Media Co.
Trump Organization Inc.
Twitter Inc.
U.S. Chamber of Commerce
United Auto Workers
United Continental Holdings Inc.
United Parcel Service Inc.
United States Olympic Committee
Vistra Energy Corp.

GOVERNMENT CONTRACTS

Analysis

NJ Apprenticeship Rule May Be Heavy Lift For Contractors

New Jersey contractors may soon face tough choices if the governor signs a bill requiring apprenticeship programs for those working on government construction projects, yet some may be able to avoid its effects for a year or two, attorneys say. [Read full article »](#)

FCA Is Unconstitutional, Hospital Giant Tells Supreme Court

Whistleblower provisions of the False Claims Act are unconstitutional because they deputize private citizens with powers afforded to government officers, hospital giant Intermountain Healthcare told the U.S. Supreme Court. [Read full article »](#)

FCA Suit Alleging Retaliation Against Ex-Underwriter Tossed

A Missouri federal court on Tuesday dismissed a False Claims Act suit against a commercial real estate lender company that is accused of terminating an underwriter who alerted the company to misrepresented Housing and Urban Development loan submissions, finding that the former employee's complaints played no part in the decision to fire him. [Read full article »](#)

AEROSPACE & DEFENSE

Analysis

Relaxed Rules Offer Little Clarity On Expanded Drone Flights

The Federal Aviation Administration's loosening of restrictions on certain drone flights won't spur more drones to take to the skies until regulators draft additional rules to track and identify unmanned aircraft, ensuring the regulatory landscape will remain murky as technology continues to outpace the legal landscape, experts say. [Read full article »](#)

INTERNATIONAL TRADE

Analysis

Shutdown Figures To Tax An Already-Bustling USTR

This week's furloughing of staffers at the Office of the U.S. Trade Representative comes at a particularly inconvenient time for the small agency, which former officials say is likely to face challenges as it lays the groundwork for new trade talks and looks to resolve a simmering trade battle with China. [Read full article »](#)

Move To Block Russia Sanction Deal Dies In Senate

The Treasury Department is free to relax U.S. sanctions on three companies tied to a Russian oligarch after Senate Democrats on Wednesday failed to pick up enough Republicans to oppose the move. [Read full article »](#)

TAX

Analysis

Coaches' Pay Likely To Dodge New Tax Unless Congress Acts

Action by Congress would be needed to subject public universities and their top sports coaches to a new excise tax on top earners at nonprofits after recent guidance confirmed the tax may not apply to some of those institutions. [Read full article »](#)

Grassley Wants Leniency For 30 Million Underwithheld Filers

Senate Finance Committee Chairman Chuck Grassley, R-Iowa, wants the Internal Revenue Service to be lenient on the 30 million Americans predicted to have underwithheld because of the 2017 tax overhaul, he said Wednesday. [Read full article »](#)

GOVERNMENT AGENCIES

Army Corps of Engineers

Bureau of Indian Affairs

Bureau of Land Management

Cherokee Nation

Consumer Financial Protection Bureau

Drug Enforcement Administration

Equal Employment Opportunity Commission

European Commission

European Union

Federal Aviation Administration

Federal Bureau of Investigation

Federal Communications Commission

Federal Deposit Insurance Corp.

Federal Housing Administration

Federal Housing Finance Agency

Federal Mediation and Conciliation Service

Federal Reserve System

Federal Trade Commission

General Services Administration

Office of Inspector General

Georgia General Assembly

Government Accountability Office

Interior Board of Indian Appeals

Internal Revenue Service

Joint Committee on Taxation

Morongo Band of Mission Indians

National Security Agency

National Telecommunications and Information Administration

New Jersey Supreme Court

North Dakota Legislature

Office of the Comptroller of the Currency

Office of the U.S. Trade Representative

Pennsylvania Department of Human Services

Pennsylvania Supreme Court

Quinault Indian Nation

Securities and Exchange Commission

Sisseton-Wahpeton Oyate

Spirit Lake Tribe

Standing Rock Sioux Tribe

Texas Health and Human Services Commission

Three Affiliated Tribes of the Fort Berthold Reservation

BANKRUPTCY

Puerto Rico Creditors Press For Sales Tax Plan Approval

Major stakeholders engulfed in Puerto Rico's bankruptcy-like proceedings urged a federal judge on Wednesday to approve a watershed settlement designed to restructure nearly \$18 billion in debt carried by the Puerto Rico Sales Tax Corp., or COFINA, saying it is the best way to avert years of protracted litigation. [Read full article »](#)

IMMIGRATION

Bill Roundup: H-2B Cap Relief, Heightened Asylum Standards

In the opening days of the new Congress, lawmakers introduced legislation tackling H-2B temporary non-agricultural visas, sanctuary city policies, asylum standards, and alternatives to immigration detention. Here, Law360 examines their proposals. [Read full article »](#)

ACLU Opposes DHS Stay Request In Married Immigrants Suit

The American Civil Liberties Union of Massachusetts will oppose the government's shutdown-related motion to pause a proposed class action by immigrants fighting deportation orders for their noncitizen spouses after the U.S. Department of Homeland Security balked at an ACLU request to provide more information on potential removals. [Read full article »](#)

NATIVE AMERICAN

North Dakota Bill Seeks Framework For Tribal Tax Agreements

A bipartisan bill has been introduced in the North Dakota Legislature that would create a pathway for American Indian tribes in the state to introduce tobacco, alcohol and state gross receipts taxes for purchases made on reservations. [Read full article »](#)

Tribes, Allies Say Constitution Backs Child Welfare Law

Four tribes, joined by members of Congress, Indian law professors and others, urged the Fifth Circuit on Wednesday to overturn a Texas district judge's decision ruling the Indian Child Welfare Act unconstitutional, saying the law doesn't racially discriminate and that the Constitution supports Congress' broad power to enact laws regulating tribal matters. [Read full article »](#)

Pamunkey Tribe Eyes Commercial Casinos Via Va. Bills

The chief of the Pamunkey Indian tribe of Virginia has said new bills in the state Legislature would allow the tribe to take part in the race to build commercial casinos in the state, in a bid to keep the tribe from losing ground while it pursues the traditional tribal gambling track. [Read full article »](#)

TELECOMMUNICATIONS

Analysis

Telecom Industry Wrestles With Best Rural Funding Plans

As the telecom industry considers better ways to fund rural broadband in 2019, serious questions are being raised about how great the demand for high-speed service is in rural areas and whether the FCC is placing the right emphasis on deployment in those markets. [Read full article »](#)

Pa. Dem To Head Key House Communications Subcommittee

Rep. Mike Doyle, D-Pa., has been elected chairman of the House Energy and Commerce Committee's Subcommittee on Communications and Technology, which oversees the Federal Communications Commission and policy matters relating to spectrum use, Democrats announced Tuesday. [Read full article »](#)

Turtle Mountain Band of Chippewa Indians

U.S. Army

U.S. Attorney's Office

U.S. Chemical Safety and Hazard Investigation Board

U.S. Department of Education

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of State

U.S. Department of the Interior

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. General Services Administration

U.S. House Committee on Energy and Commerce

U.S. House of Representatives

U.S. Immigration and Customs Enforcement

U.S. Senate

U.S. Supreme Court

U.S. Tax Court

United States Court of Appeals for the Third Circuit

United States District Court for the Eastern District of Pennsylvania

Vermont Natural Resources Agency

DC Circ. Urged Not To Halt Net Neutrality Args Over Shutdown

The Federal Communications Commission should not win a pause in the upcoming net neutrality oral arguments, trade group Incompas told the D.C. Circuit on Wednesday, saying the court allowed oral arguments to proceed during the last funding lapse and that the issue of proper web regulation must be resolved speedily. [Read full article »](#)

PEOPLE

King & Spalding Adds Gov't-Focused Partners In SF, DC

King & Spalding LLP is expanding its government-related practice groups with the addition this week of a former Georgia state legislator who recently helped screen judge candidates in filling vacancies on the bench, and a veteran U.S. Department of Justice prosecutor who sent corrupt judges to prison. [Read full article »](#)

EXPERT ANALYSIS

Arbitrators And Mediators Should Reflect Society's Diversity

Alternative dispute resolution providers have made great strides toward diversity, but recent statistics show there is still work to be done. There are certain steps ADR providers can take to actively recruit more women and minority candidates to serve as arbitrators and mediators, says James Jenkins of the American Arbitration Association. [Read full article »](#)

Amendments To Procedure Rules Reflect Dynamic Tax Court

Recent revisions to the U.S. Tax Court procedural rules show the court embracing the digital age, refinements to existing rules and the addition of new areas of jurisdiction. Andrew Roberson and Kevin Spencer of McDermott Will & Emery LLP explain eight important amendments. [Read full article »](#)

2019 Annual Meeting And Reporting Considerations: Part 3

In the third installment of their four-part series, attorneys with Skadden Arps Slate Meagher & Flom LLP consider corporate governance best practices including environmental, social and governance reporting, updates to director and officer questionnaires, board diversity and related disclosures, and shareholder proposals. [Read full article »](#)

LEXIS PRACTICE ADVISOR

A Guide To Reducing Limitations Periods On Employee Claims

Employers generally benefit from drafting agreements that shorten statutes of limitations on employee claims. However, there are several considerations when assessing whether and how to trim the relevant period, say Ann-Elizabeth Ostrager and Courtney Hunter of Sullivan & Cromwell LLP. [Read full article »](#)

LEGAL INDUSTRY

Jenner & Block Taps Head Of Litigation As Firm Chair

Jenner & Block has appointed a 30-year veteran of the firm and the former head of its sizable litigation department as its new chair, the firm announced Wednesday. [Read full article »](#)

Panasonic Avionics Hires New GC Following Corruption Probe

Panasonic Avionics Corp. has tapped Kimberly Chainey as general counsel after a turbulent, five-year-long government investigation and settlement over alleged corrupt practices relating to foreign government-owned airlines, the in-flight entertainment and communications company announced Tuesday. [Read full article »](#)

For-Profit Ariz. Law School Drops ABA Suit Over Accreditation

A for-profit law school has settled its suit that alleged the American Bar Association's decision to pull the school's accreditation was "arbitrary and capricious." [Read full article »](#)

Interview

Law Firm Leaders: Lowenstein Sandler's Gary Wingens

Lowenstein Sandler LLP chair and managing partner Gary Wingens tells Law360 about the firm's decadelong strategy of cultivating sector-specific expertise, its history of pro bono immigration work and the evolving role of technology in the practice of law. [Read full article »](#)

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BakerHostetler
Ballard Spahr
Barnhouse Keegan
Beck Redden
Becker & Poliakoff
Casillas Santiago
Cooper & Kirk
Einhorn Harris
FisherBroyles
Fleming Nolen
FordHarrison
Gibson Dunn
Goldstein & Russell
Greengberg Traurig
Hunton Andrews Kurth
Jackson Walker
Jenner & Block
Jones Day
K&L Gates
Kay Griffin
Kilpatrick Townsend
King & Spalding

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Polsinelli
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Robbins Russell
Ropes & Gray
Saul Ewing
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Federal Reserve System
General Services Administration Office of Inspector General
Georgia General Assembly
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Joint Committee on Taxation
Morongo Band of Mission Indians
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New Jersey Supreme Court
North Dakota Legislature
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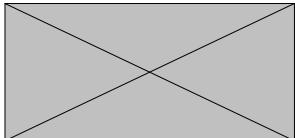
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Mon 3/4/2019 9:38:54 AM
Subject: Chief Justice Roberts Already Wielding Swing Vote

EXTERNAL EMAIL



PUBLIC POLICY.

Monday, March 4, 2019

TOP NEWS

Analysis

Chief Justice Roberts Already Wielding Swing Vote

Following the retirement of Justice Anthony Kennedy and confirmation of his replacement, Justice Brett Kavanaugh, to the U.S. Supreme Court, many predicted Chief Justice John Roberts would become the swing vote on the high court — yet few knew how quickly.

[Read full article »](#)

Senate Slides Toward Rule Change On Judicial Confirmations

The U.S. Senate appears poised to substantially cut down on the amount of time it takes for judicial and other nominees to win confirmation — whether Democrats sign on or not.

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Alito, Kagan To Testify At House High Court Budget Hearing

U.S. Supreme Court Justices Samuel Alito and Elena Kagan will testify before a House appropriations subcommittee about the high court's budget needs next week, a rare public congressional appearance by two of the top members of the judicial branch.

[Read full article »](#)

Feature

Will The FDA Bite On CBD Foods?

As state and municipal health departments are cracking down on sales of food and beverages containing nonpsychoactive cannabidiol, or CBD, lawmakers are looking to the U.S. Food and Drug Administration to see how it intends, if at all, to legalize CBD foods.

[Read full article »](#)

Analysis

Backlash Has Some Employers Rethinking Forced Arbitration

The U.S. Supreme Court's blockbuster Epic Systems decision gave businesses a green light to make employees sign away their right to bring class actions, but new legislation aimed at giving workers their day in court underscores a backlash against mandatory arbitration that's causing employers to think twice, experts say.

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BANKING & SECURITIES

Go Slow And Steady On GSE Reform, Groups Tell FHFA Head

The National Association of Realtors and more than two dozen other mortgage banking, housing industry and consumer advocacy groups urged the acting head of the Federal Housing Finance Agency on Friday not to rush into reforming Fannie Mae and Freddie Mac and risk unintentionally disrupting the secondary mortgage market.

[Read full article »](#)

ENERGY & ENVIRONMENTAL

Kids Score Support In 9th Circ. Climate Change Case Appeal

Support for young people challenging the federal government's climate change policies came from all sides Friday, with public health experts and a libertarian think tank chiming in Friday to urge the Ninth Circuit to let the litigation run its course in Oregon federal court.

[Read full article »](#)

Enviros Say Texas Highway Project Threatens Salamanders

Green groups threatened to sue the U.S. Fish and Wildlife Service and the Texas Department of Transportation over their approval of an Austin, Texas, highway construction project that they say threatens federally protected salamander species.

[Read full article »](#)

IP & TECHNOLOGY

USPTO Texas Leader Says Agency Striving For Patent Clarity

The new guidance for patent examiners released by the U.S. Patent and Trademark Office in January should help clarify what constitutes eligible subject matter in order to get a patent, Texas Regional Director Hope Shimabuku said Friday at a speech in Dallas.

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MEDIA & ENTERTAINMENT

NY Poised To Join Neighbors In Sports Betting, Panelists Say

With neighboring states New Jersey and Pennsylvania pulling in millions since the U.S. Supreme Court struck down the ban on sports betting, New York is looking to join in, with a bill pending in the state legislature and regulators working on rules, a group of sports law professionals and state congressmen said at a panel Friday at the Benjamin N. Cardozo School of Law.

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EMPLOYMENT

Ark.'s Case For Benefits Manager Law Is Flawed, Justices Told

The pharmacy benefit management industry has asked the U.S. Supreme Court to pass on Arkansas' attempt to revive a state law regulating PBMs, claiming the petition had too many flaws to let the justices truly focus on whether the law was preempted by

Kirkland & Ellis

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the Employee Retirement Income Security Act.

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COMPETITION

La. Appraisers Board Can't Challenge FTC Case Yet: 5th Circ.

The Louisiana Real Estate Appraisers Board wasn't able to secure a Fifth Circuit review of a Federal Trade Commission action alleging the board's fee rules cut into competition, as the appellate panel said the case needs to be fully wrapped up before it can take a look.

[Read full article »](#)

Uber, Boston Taxi Cos. Duel Over Unfair Competition Suits

Uber Technologies Inc. and hundreds of Boston-area taxi companies duked it out Thursday over whether consolidated litigation accusing the ride-hailing giant of flouting local taxi rules and unfairly pricing its services to hurt the competition should be allowed to proceed in Massachusetts federal court.

[Read full article »](#)

CYBERSECURITY & PRIVACY

Analysis

Paying Out Calif.'s Proposed 'Data Dividend' Won't Be Easy

The recent proposal to compensate California residents for the use of their data is another sign of consumers' growing awareness of how tech giants monetize users' digital footprints, but logistical and philosophical concerns make it little more than an intriguing idea for now, experts say.

[Read full article »](#)

MEDICAL MALPRACTICE

Analysis

Philly Or Not, Victims Face Long Odds In Pa. Med Mal Cases

A proposal to loosen Pennsylvania's rules governing jurisdiction in medical malpractice cases has sounded alarms about a possible flood of new cases in purportedly "plaintiff-friendly" Philadelphia, but statistics show that victims of allegedly negligent care face an uphill battle no matter where they file suit.

[Read full article »](#)

PRODUCT LIABILITY

Mass. High Court Won't Tweak Law For Asbestos Claims

Massachusetts' highest court on Friday declined to allow victims of asbestos exposure to sidestep a statute of repose that bars many types of construction-related claims after six years, while noting that the ruling will have the "regrettable effect" of foreclosing on a wide swath of potential asbestos claims throughout the state.

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DOJ Atty Warns FCA Targets On Discovery Tactics

Centerra Group LLC

Citigroup Inc.

Cognizant Technology Solutions Corp.

Comcast Corp.

Consumer Federation of America

DaVita Inc.

Electronic Frontier Foundation

Epic Games, Inc.

Epic Systems Corp.

Facebook

Fannie Mae

Federal Bar Association

Freddie Mac

Geisinger Health System

Gilead Sciences Inc.

Google Inc.

Huawei Technologies

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Intersections, Inc.

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Monsanto Co.

Morgan Stanley

Mortgage Bankers Association

Mylan NV

National Association of Home Builders

National Association of Realtors

New England Patriots

New York Times Co.

Novartis AG

Pharmaceutical Care Management Association

Planned Parenthood Federation

Public Company Accounting Oversight Board

Rivers Casino

Robert Half International Inc.

SAS Institute

Salix Pharmaceuticals, Ltd.

Sierra Club

Spotify Technology SA

State Bar of Texas

T-Mobile USA Inc.

Twitter Inc.

The U.S. Department of Justice attorney spearheading government pushback on unattractive whistleblower suits warned targets of False Claims Act litigation on Friday against pursuing immense discovery to make litigation seem onerous, saying the tactic won't make the DOJ toss cases.

[Read full article »](#)

INTERNATIONAL TRADE

Trump Sketches Out Sprawling 2019 Trade Agenda

The Trump administration laid out plans for its 2019 trade policy late Friday, vowing to hold China's feet to the fire during negotiations while also urging Congress to pass his pending rewrite of the North American Free Trade Agreement and drawing a line in the sand on reforming the World Trade Organization.

[Read full article »](#)

US Puts UK Food Barriers In Trade Deal Crosshairs

The Trump administration sketched out its vision for a trade agreement with the U.K. late Thursday, focusing much of its attention on gaining new access for U.S. farmers who have long complained of systemic trade barriers to European markets.

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TAX

IRS Has Power To Impose Tax Preparer ID Fees, DC Circ. Says

The Internal Revenue Service has the authority to charge tax-return preparers a fee to obtain and renew preparer tax identification numbers, the D.C. Circuit said Friday, vacating a district court's ruling in favor of preparers who had sued the IRS.

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EU Finance Ministers Won't 'Force' Digital Tax, Official Says

European Union finance ministers are likely to recognize at their upcoming meeting that they can't "force" even a lighter digital services tax and will "proactively" support an international effort on taxing the digital economy, an EU official said Friday.

[Read full article »](#)

IMMIGRATION

6th Circ. Won't Revive Immigrant's Removal Notice Challenge

The Sixth Circuit on Thursday denied a Mexican immigrant's petition for review of the Board of Immigration Appeals' decision not to allow him to reopen an in absentia deportation order, finding that the failure to notify him regarding the date, time and place of his court hearing did not necessarily render the proceedings void.

[Read full article »](#)

Immigration Bill Roundup: Visas For Venezuelans, Entry Bars

Members of the 116th Congress have introduced bills that would bar entry into the United States for those associated with criminal gangs and that would temporarily allow Venezuelans to reside in the United States.

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Asylum-Seekers Can Pursue Suit Over DHS Detention Policy

A group of asylum-seekers may move forward with claims that the U.S. Department of

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UnitedHealth Group Inc.
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Commodity Futures Trading Commission
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Executive Office of the President
Federal Communications Commission
Federal Housing Finance Agency
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Internal Revenue Service
Massachusetts Supreme Judicial Court
NAFTA
New York State Gaming Commission
Office of the U.S. Trade Representative
Pennsylvania Supreme Court
Securities and Exchange Commission
Social Security Administration
Tennessee Valley Authority
Texas Department of Transportation
U.S. Army
U.S. Attorney's Office
U.S. Coast Guard
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Immigration and Customs

Homeland Security has a de facto policy to categorically deny parole to asylum-seekers in some of its offices to deter others from seeking relief in the U.S., a D.C. federal judge ruled.

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TELECOMMUNICATIONS

Analysis

Net Neutrality Bills Don't Spell Compromise Any Time Soon

A trio of new, GOP-introduced bills designed to offer web users some measure of net neutrality protection carry an air of bipartisanship, but experts on both sides of the aisle warn that the climate for compromise on new internet rules is still not ripe.

[Read full article »](#)

China's Dominance In 5G Seen As Top Global Threat At CPAC

China's dominance in developing next-generation mobile technologies is a top global threat that can only be overcome by strengthening ally relationships and bolstering the private sector, attendees of the Conservative Political Action Conference heard Friday.

[Read full article »](#)

Local Officials Back Bill To Repeal FCC's 5G Rule

Dozens of local officials threw their support behind a bill that would roll back a Federal Communications Commission rule limiting their control over the deployment of infrastructure for the next-generation network, or 5G, saying the legislation would restore authority to its "rightful position" in the hands of local jurisdictions.

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Lifeline Program Too Hard On Those It Tries To Help, Orgs Say

Public interest and advocacy groups are urging the Federal Communications Commission to consider a less stringent set of eligibility requirements for the Lifeline phone and internet subsidy program, saying that the current bar is set too high.

[Read full article »](#)

EXPERT ANALYSIS

Future Data Privacy Penalties May Include Prison Time

This year, Sen. Ron Wyden, D-Ore., is likely to reintroduce legislation that calls for prison sentences for executives whose companies mishandle consumers' data. Using the threat of prison time to change corporate behavior is not new, but Wyden's proposal is somewhat unusual, say Adam Saltzman and Heather Alleva of Buchanan Ingersoll & Rooney PC.

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Hoping For High Court Clarity On CWA Jurisdictional Issues

In *County of Maui v. Hawaii Wildlife Fund*, the U.S. Supreme Court will consider whether the Clean Water Act regulates pollutants that enter "navigable waters" via a nonpoint source, such as groundwater. In theory, the decision should turn on the text and legislative history of the statute, say attorneys with Womble Bond Dickinson.

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Rebuttal

Visible Diversity Is A Sign Of Organizational Health

A recent Law360 guest article cautioned against the hazards that can stem from

Enforcement

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pursuing "optimal" diversity, but overlooks the value of paying attention to visible diversity, says Matt Lykken of Potomac Law Group PLLC.

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Simple Secrets For Writing A Killer Brief

These days, the legal profession offers meager opportunity for oral argument, so we need to focus on being better, brighter, tighter writers. And the key to writing a better brief is grabbing your judge's attention with a persuasive, well-crafted story, says Daniel Karon of Karon LLC.

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LEGAL INDUSTRY

The 1 Thing Millennial Lawyers Say They Can't Stand

As law firms seek to attract and retain the ever-increasing number of millennial attorneys entering the workforce, a panel of young attorneys at the ABA TechShow Friday made clear there is one thing they can't stand from an employer: a lack of transparency.

[Read full article »](#)

Feature

How Firms Can Avoid Conflicts Involving Corporate Affiliates

A recent Federal Circuit decision disqualifying Katten Muchin Rosenman LLP in a patent case due to conflicts involving affiliates of a client shows how firms can get tripped up by tangled corporate relationships. Here are some suggestions from experts on how to mitigate the risks.

[Read full article »](#)

Trump Taps Obama Nominee, 2 More For Bench In Pa., Texas

President Donald Trump announced several nominees for a slate of federal judicial positions Friday, including one for a judgeship in the Western District of Pennsylvania who was previously tapped for the post by Trump's Democratic predecessor Barack Obama.

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Comcast Hires Davis Polk Managing Partner As Next GC

The managing partner of Davis Polk & Wardwell LLP is joining Comcast Corp. as a vice president and general counsel, the company announced Friday.

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Networking Key To Getting In-House Gigs, Female Attys Say

Female in-house counsel speaking at the UCLA School of Law's Women LEAD summit on Friday agreed that networking is key to landing a position in a corporate legal department, emphasizing the importance of cultivating a professional brand based on genuine skills and interests.

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Ex-BigLaw Atty Gets 1.5 To 4.5 Years For Scamming Church

John Shasanmi, a former lawyer at Dewey & LeBoeuf LLP and Pepper Hamilton LLP, was sentenced to 1½ to 4½ years in prison by a New York state judge Friday for stealing \$600,000 from a church in a real estate transaction.

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Carlson Lynch ADA Database Not A Trade Secret, Judge Says

Pittsburgh firm Carlson Lynch's database of Americans with Disabilities Act investigative material is not a trade secret and must be shared by all the partners who developed it — even one who was kicked out of the firm, a Pennsylvania state court judge ruled, according to a transcript obtained Friday.

[Read full article »](#)

Calif. Judges Slam Atty For Gender Remarks: Not OK, Period

A panel of California appellate judges on Thursday called out an attorney's seemingly misogynistic and homophobic remarks from a court filing and said it had referred him to the state bar for possible disciplinary proceedings related to that incident and other alleged misconduct.

[Read full article »](#)

GC Cheat Sheet: The Hottest Corporate News Of The Week

A survey found the top practice management concern for law firms is recruiting qualified talent across job categories, and the U.S. Supreme Court held that international organizations do not enjoy broader immunity than foreign governments do to U.S. lawsuits. These are some of the stories in legal news you may have missed in the past week.

[Read full article »](#)

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

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Podcast

Law360's Pro Say: 'Appointed For Life, Not For Eternity'

An existential question: Can you fix the wage gap from beyond the grave? The U.S. Supreme Court said no this week, nixing a ruling in a gender bias case because the Ninth Circuit judge who wrote it passed away before it was published.

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Opinion

Even Vile Defendants Deserve Good Representation

It's a sad day when a Harvard professor must defend himself for representing Hollywood movie mogul Harvey Weinstein. Criminal justice is not a popularity contest; at the foundation of our democracy is every defendant's constitutional right to vigorous legal representation, says Lara Yaretsian, a Los Angeles-based criminal defense attorney.

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Tennessee Valley Authority
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To: Gwen Migita[gmigita@Caesars.com]
Cc: Esthefany Arochi[earochi@LasVegasNevada.GOV]; Ana Diaz[diaza@rtcsnv.com]; Bernadette Goodemote[bgoodemote@vegaspbs.org]; Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; Ingrid Reisman[ingrid@lvmonorail.com]; Jennifer Simich[jsimich@republicservices.com]; Marie Coleman[M3990C@lvmpd.com]; Nancy Chavez[chavezn@cityofnorthlasvegas.com]; Sasha Larkin[S6234L@LVMPD.COM]; Teresa Morrell[tmorrell@LasVegasNevada.GOV]; Tina Quigley[quigleyt@rtcsnv.com]; Tom Axtell[Taxtell@vegaspbs.org]; Tom Perrigo[tperrigo@LasVegasNevada.GOV]; Yalmaz Siddiqui[ysiddiqui@mgmresorts.com]; Clinton Pope[clinton@cbpstrategies.com]; Dave Ray[dave@grnvision.com]; Dr. Halleh Seddighzadeh[Halleh@arman.org]; Jason Bailey[jason.bailey@lvwd.com]; Lora Picini[lpicini@caesars.com]; Marco Velotta[mvelotta@LasVegasNevada.GOV]; Mule, Elaina[Elaina.Mule@schwabbank.com]; Namita Koppa[nkoppa@LasVegasNevada.GOV]; Rae Lathrop[lathropr@rtcsnv.com]; Scott Newcomb[snewcomb@lvcva.com]; Shane Ammerman[sla@ClarkCountyNV.gov]; Shields, Henry[hshields@mgmresorts.com]; Shields, Henry[jshields@mgmresorts.com]; Tim Farkas[tfarkas@ameresco.com]
From: Lauren Boitel
Sent: Mon 5/20/2019 9:05:36 PM
Subject: Board and Trustee Commitment Forms and Sponsorship packet
[ImpactNV TAB Commitment Form-Apr 2019.docx](#)
[ImpactNV BOD Commitment Form-Apr 2019.docx](#)
[ImpactNV Sponsorship Levels-2019.pdf](#)

EXTERNAL EMAIL

Thank you Gwen,

Attached for all board and trustee members are the commitment forms as well as the current annual sponsorship package. The goal is to increase and improve board member participation and active engagement and to make board expectations very clear and concise so everyone is on the same page. The big push with the sponsorship packet right now is funding the State of Sustainability report and ConveneNV. Please return commitment forms to me by the end of June.

Thank you,
Lauren

On Thu, May 16, 2019 at 9:52 PM Gwen Migita <gmigita@caesars.com> wrote:

Thank you Lauren and Trustees and Board who made the meeting today. We do have several outcomes and changes/asks moving forward which entail all signing an updated Board and Trustee agreement with 75% in person meeting and other expectations. Also that each of us send the sponsor packet for the sustainability report and ConveneNV to 5 prospects each- with a \$100k targeted raised in the next two months.

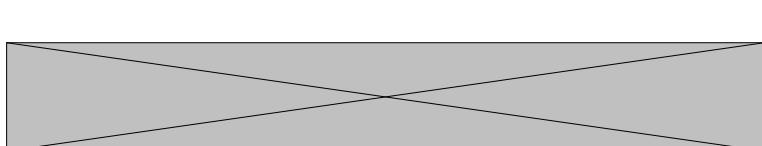
We will also go back to separating the Trustee and Board meetings w quarterly for Trustee and monthly for Board.

Please connect with me or Clinton with questions and concerns.

Thank you!

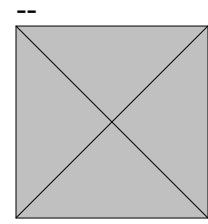
Gwen

Gwen Migita | *Global Lead - Social Impact, Equity & Sustainability*
O 702-880-4757
One Caesars Palace Drive | Las Vegas, NV 89109
www.caesars.com



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> On May 16, 2019, at 3:03 PM, Lauren Boitel <director@greenchips.org> wrote:
>
> <Full Board Packet-May-2019.pdf>
> <Best Practices for Sub Boards-531789.pdf>
> <Harassment Policy.pdf>
> <Whistleblower Protection.pdf>
> <Addendum to ImpactNV Bylaws - 2018-10-3-5.pdf>



Lauren Boitel
Executive Director
ImpactNV
4220 S Maryland Parkway, Ste 205
Las Vegas NV 89119
c: 702.460.7047
director@greenchips.org
greenchips.org

Green Chips is registered with the State of Nevada as a nonprofit 501(c)(3). Your donation may be tax deductible pursuant to the provisions of section 170(c) of the Internal Revenue Code of 1986.



Green Chips dba ImpactNV Board of Directors Board Commitment

Purpose and Duties of the Board of Directors (BOD):

The business and affairs of the corporation shall be managed by the officers of the Corporation, except as otherwise provided in, or limited by, NRS Chapter 82, the Corporation's Articles of Incorporation or these Bylaws. The BOD shall provide oversight and vote on issues related to (1) administrative functions, (2) organizational documents and amendments, including policies and Bylaws, (3) annual budgets, (4) organizational business, (5) major programs and strategic planning directives brought forth by the officers, and (6) and organizational decisions appropriate for the BOD to make.

- * **I understand my financial commitment is necessary to ensure the success of ImpactNV, and that members of the Board have a give and get requirement of \$1,500.**
 - My company/organization will participate in the following ways this year:

____ Tickets to ConvèneNV 2019 (\$50 ticket)	\$ _____
____ Annual Sponsorship (\$1,000 to \$25,000)	\$ _____
 - In order to achieve 100% participation of the board, I personally pledge (no minimum -an amount meaningful to you) \$ _____
- * **As a member of the Board of Directors, I agree to serve on the following committee(s) this year:**

<ul style="list-style-type: none">* Environment* Economy* ConvèneNV* State of Sustainability Report* Trafficking* Homelessness	<ul style="list-style-type: none">* Immigrant Integration* Executive Committee (for executive team only)* Other _____ (suggestion for BOD review)
---	---
- * **I would like to help with other donor identification, cultivation, and stewardship (check all that apply):**
 - * Host a cultivation event at my home or workplace
 - * Make thank you calls to donors
 - * Add personal notes to solicitations or thank-you's (twice per year)
 - * Bring colleagues, friends, or family to cultivation events
 - * Set-up meetings with 3 or more potential donors
- * **I understand that Board meeting attendance is key to the success of the Board and organization and 75% in person attendance at monthly Board meetings is a requirement for Board membership.**

Signature: _____

Date: _____

Printed Name: _____

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Green Chips dba ImpactNV Trustee Advisory Board Commitment

Purpose and Duties of the Trustee Advisory Board (TAB):

The function of the TAB is to receive information on the current status of the Organization, promote the mission of the Organization, provide programmatic and visionary guidance to the BOD, provide recommendations to the BOD, provide oversight and involvement in significant projects, provide final affirmation of key documents and policies approved by the Board of Directors; and guide in the growth, importance, and recognition of the Organization. The TAB is prohibited from taking any actions reserved for the authority of the BOD. It is the intent of these Bylaws that Trustees be noted and distinguished members of both public and private sectors within the State of Nevada.

- * **I understand my financial commitment is necessary to ensure the success of ImpactNV, and that Trustee members have a give and get requirement of \$5,000.**
 - My company/organization will participate in the following ways this year:

____ Tickets to ConveneNV 2019 (\$50 ticket)	\$ _____
____ Annual Sponsorship (\$1,000 to \$25,000)	\$ _____
 - In order to achieve 100% participation of the board, I personally pledge (no minimum -an amount meaningful to you) \$ _____
- * **As a member of the Trustee Advisory Board, I agree to be engaged with the following committee(s) this year** (stay up to date on meeting minutes, participate when able, actively engage in programming and sponsorship needs from the BOD, etc.):

<ul style="list-style-type: none">* Environment* Economy* ConveneNV* State of Sustainability Report* Trafficking (suggestion for BOD review)	<ul style="list-style-type: none">* Homelessness* Immigrant Integration* Executive Committee (for executive team only)* Other _____
--	--
- * **I would like to help with other donor identification, cultivation, and stewardship** (check all that apply):
 - * Host a cultivation event at my home or workplace
 - * Make thank you calls to donors
 - * Add personal notes to solicitations or thank-you's (twice per year)
 - * Bring colleagues, friends, or family to cultivation events
 - * Set-up meetings with 3 or more potential donors
- * **I understand that Trustee Advisory Board meeting attendance is key to the success of the Board and organization and 75% in person attendance of quarterly Board meetings is a requirement for Board membership.**

Signature: _____

Date: _____

Printed Name: _____



2019 Sponsorship Opportunities

Presenting Sponsor of 2019 ConveneNV - \$15,000

- * Logo and website link on ImpactNV website year-round
- * Rotating logo and message on ImpactNV website homepage
- * Logos in ImpactNV newsletters and in 2019 State of Sustainability Report
- * Feature story in one ImpactNV newsletter
- * Logos listed on Sponsor Board at all ImpactNV events
- * ImpactNV logo used in joint marketing/public relations efforts
- * Five (5) registrations to 2019 ConveneNV
- * Ten (10) VIP tickets to 2019 ConveneNV 10th Anniversary Celebration
- * Inside front cover or inside back cover of the 2019 ConveneNV program book
- * Feature story in 2019 ImpactNV State of Sustainability Report
- * Opportunity to introduce the keynote speaker at 2019 ConveneNV as Presenting Sponsor
- * Recognition from podium at 2019 ConveneNV
- * Logo recognition at 2019 Ignite Equality
- * Four (4) VIP tickets to 2019 Ignite Equality

Presenting Sponsor of 2019 State of Sustainability Report - \$15,000

- * Logo and website link on ImpactNV website year-round
- * Rotating logo and message on ImpactNV website homepage
- * Logos in ImpactNV newsletters and in 2019 State of Sustainability Report
- * Feature story in one ImpactNV newsletter
- * Logos listed on Sponsor Board at all ImpactNV events
- * ImpactNV logo used in joint marketing/public relations efforts
- * Five (5) registrations to 2019 ConveneNV
- * Ten (10) VIP tickets to 2019 ConveneNV 10th Anniversary Celebration
- * Inside front cover or inside back cover of the 2019 ConveneNV program book
- * Feature story in 2019 ImpactNV State of Sustainability Report
- * Opportunity to write introductory letter in 2019 ImpactNV State of Sustainability Report as Presenting Sponsor
- * Recognition from podium at 2019 ConveneNV
- * Logo recognition at 2019 Ignite Equality
- * Four (4) VIP tickets to 2019 Ignite Equality

Presenting Sponsor of ConveneNV 10th Anniversary Celebration - \$10,000

- * Opportunity to welcome attendees from the podium
- * Logo and website link on ImpactNV website year-round
- * Rotating logo and message on the ImpactNV website homepage
- * Logo listed in ImpactNV newsletters
- * Logo listed in ImpactNV 2019 State of Sustainability Report
- * Logo listed on Sponsor Board at all ImpactNV events
- * ImpactNV logo use in joint marketing/public relations efforts
- * Four (4) registrations to 2019 ConveneNV
- * Eight (8) VIP tickets to 2019 ConveneNV 10th Anniversary Celebration
- * Full-page advertisement in the 2019 ConveneNV program book
- * Logo recognition at 2019 Ignite Equality
- * Two (2) VIP tickets to 2019 Ignite Equality

Sponsor of a 2019 ConveneNV 10th Anniversary Award - \$5,000

- * Opportunity to present an award from the podium
- * Logo and website link on ImpactNV website year-round
- * Logo listed in ImpactNV newsletters
- * Logo listed in ImpactNV bi-annual State of Sustainability Report
- * Logo listed on Sponsor Board at all ImpactNV events
- * ImpactNV logo use in joint marketing/public relations efforts
- * Three (3) registrations to ConveneNV
- * Six (6) VIP tickets to ConveneNV 10th Anniversary Celebration
- * Half-page advertisement in the 2019 ConveneNV program book
- * Name recognition at 2019 Ignite Equality

Sponsor of 2019 ConveneNV Summit Session or Registration Area - \$3,000

- * Logo and website link on ImpactNV website year-round
- * Logo listed in ImpactNV newsletters
- * Logo listed in ImpactNV 2019 State of Sustainability Report
- * Logo listed on Sponsor Board at all ImpactNV events
- * ImpactNV logo use in joint marketing/public relations efforts
- * Two (2) registrations to 2019 ConveneNV
- * Four (4) VIP tickets to 2019 ConveneNV 10th Anniversary Celebration
- * Quarter-page advertisement in the 2019 ImpactNV program book

Sponsor of a 2019 ConveneNV Coffee Break - \$2,500

- * Name and website link on ImpactNV website year-round
- * Name listed in ImpactNV newsletters
- * Name listed in ImpactNV 2019 State of Sustainability Report
- * Name listed on Sponsor Board at all ImpactNV events
- * ImpactNV logo use in joint marketing/public relations events
- * One registration to 2019 ConveneNV
- * Two (2) VIP tickets to 2019 ConveneNV 10th Anniversary Celebration
- * Quarter-page advertisement in the 2019 ConveneNV program book

Co-Chair of 2019 ConveneNV 10th Anniversary Celebration - \$1,500

- * Name and website link on ImpactNV website year-round
- * Name listed in ImpactNV newsletters
- * Name listed in ImpactNV 2019 State of Sustainability Report
- * Name listed on Sponsor Board at all ImpactNV events
- * ImpactNV logo used in joint marketing/public relations events
- * Two (2) VIP tickets to 2019 ConveneNV 10th Anniversary Celebration
- * Name/Logo listed in the 2019 ConveneNV program book

Host Committee for 2019 ConveneNV 10th Anniversary Celebration - \$1,000

- * Ten (10) VIP tickets to the 2019 ConveneNV 10th Anniversary Celebration
- * Name listed in the 2019 ConveneNV program book

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Tue 4/23/2019 9:00:35 AM
Subject: The Need for Whistleblowers in AML Enforcement

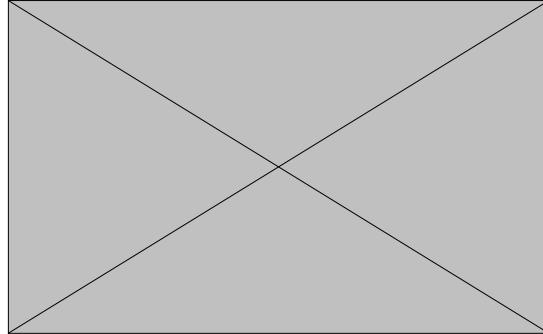
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The AI Disconnect in the Financial Services Industry

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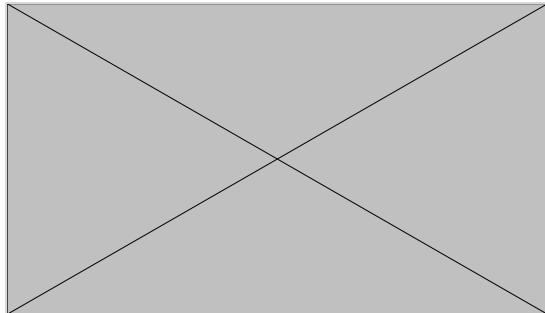


The Need for Whistleblowers in AML Enforcement

Even with ample resources, authorities are critically disadvantaged without a robust whistleblower program. The blockbuster Standard Chartered settlement announced last week provided us more proof that we need an anti-money laundering (AML) whistleblower program. [Read more...](#)

The AI Disconnect in the Financial Services Industry

Artificial intelligence (AI) has seemingly permeated our world. Everything from cars, to phones, to music streaming services claims to include the technology, with more applications promising new AI capabilities almost daily. [Read more...](#)

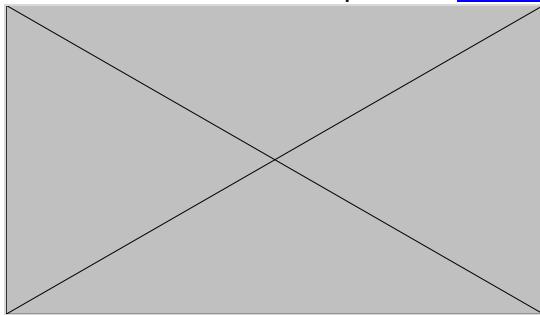


How Creativity Plays a Role in Digital Transformation

The role of the CIO is ever-evolving, and needs to strike the right balance between operational excellence

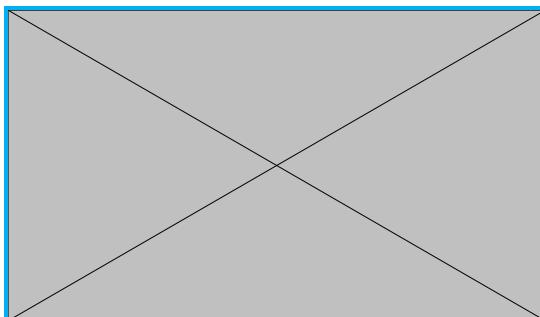
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and business innovation. A CIO needs to be able to simplify and upgrade networks and systems while ensuring they are secure, and simultaneously take on an active role in creative digital transformation to drive revenue and customer acquisition. [Read more...](#)



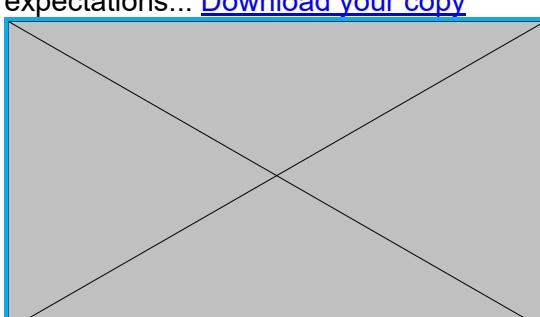
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Enables key decision makers to effectively manage organizational risk and streamline annual planning. One of the challenges for the banking industry is to keep on top of compliance issues, and part of that is to make crucial decisions in how to train executives focused on Compliance and Fraud Prevention. [Read more...](#)



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